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MONTGOMERY COUNTY, OHIO CHANCERY RECORDS

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Montgomery County, Ohio,
Chancery records, 1824-1854

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MONTGOMERY COUNTY, OHIO

CHANCERY RECORDS

1824-1854

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INTRODUCTION

These records were abstracted from films at the Ohio Historical Society of the original books.

All genealogical material are included. Lot numbers in Dayton,O. were not used as some had already been renumbered and would be to confusing. Records were copied as well as possible with original spelling. David and Daniel are often hard to tell apart and both should be checked. Also L,S & T often look alike and all spellings should be checked.

Some abbreviations:

s/o-son of	md-married	dec'd-deceased
d/o-daughter of	ca-about	exe-executor
w/o-wife of	adms-administrator	

Rose Shilt
300 E.Westbrook Rd.
Brookville, Ohio 45309
March 1991

Chancery

June Term 1824

EMERICK, William vs Mathias, John, Simon & Jacob Rigal Sept.1822. Judgment Mathias Rigal who had 100 acre tract pt of S35 T3 R5 & conveyed to sons John, Simon & Jacob. (pg1)

HUGHES, Robert & others - devises of William Vanderslice dec'd vs David Z. & Daniel C. Cooper heirs of Daniel C. Cooper dec'd Feb. 1823. Elizabeth w/o Robert Hughes, Ann w/o Stephen Rossiter, Hannah, Thomas, John Jr., Catherine, Deborah, Joseph, William & Jaocb Vanderslice children of John Vanderslice of Penn. who was brother of William Vanderslice of Mont. Co. O. dec'd & Mary w/o Philip Newbaker, Hannah w/o Hugh Wood, Abigal w/o John Rumbaugh Jr., Jacob, Samuel, Archibald, Joshua, Deborah, & Washington Rhawn & John Vanderslice- children of Hannah Rhawn a sister of William Vanderslice dec'd & w/o Thomas Rhawn of Penn. & Casper Rhawn s/o and only heir of Casper Rhawn dec'd also s/o Hannah Rhawn. Settlement of lots bought from Daniel C.Cooper in Dayton to John Vanasdall who sold to Benj. Lehman then to Wm. Vanderslice in Dayton. (pg.6)

GEPHART, Emanuel vs Michael Sr. & Michael Jr. Hubler Feb. 1823. Judgment Michael Sr. sold to Michael Jr. S34 T3 R5- 149 1/2 acres for care of Michael Sr. & wife Margaret & at their death give equal share to brothers & sisters at age 21 yrs. (pg.51)

Nov. Term 1824

NUTTS, George vs Ann Dowling & Henry Shewey June 1824 - Judgment- Martin Shewey had pt. Sec 27 T1 R6 & had agreement with Henry Shewey who had sold land to Ann Dowling. (pg. 20)

NEILL, Ann vs Solomon Miller, Abijah Taylor, Goldsmith Chandler Jr. & James Carter Sept. 1822. Ann Neill widow of John Neill dec'd of Frederick Co. Va. had 190 acres from her father near Winchester, Frederick Co. Va. and had agreement with sons-in-law who had moved to Mont.Co. O. Daughters Rachel w/o James Carter, Ruth w/o Solomon Miller, Mary w/o Abijah Taylor, Phebe w/o Goldsmith Chandler. Ann Neill also had son John an idiot, & ask for judgment of agreement. Mentions another son Isaac and Thomas Neill of Greene Co.O. (pg.23,67,489)

Feb. Term 1825

STIVER, Solomon, Absalom, Anna Maria, Catharine minor children of John Stiver by guardian Adam Swinehart & Margaret Stiver widow of John Stiver dec'd vs Adam & wife Fronia Stiver Feb. 1823. John Stiver dec'd s/o Adam Stiver of Preble Co. O. Land occupied by John Stiver E side of SE 1/4 S19 T4 R4- 76 acres &

W side of SW 1/4 S20 T4 R4 which Adam Stiver deeded to sons Frederic, Jacob, Henry & Martin Vance married to dau. of Adam Stiver after John Stiver died. (pg. 30)

STEELE, James, Horatio G. Phillip, Fielding Loury & wife Sophia vs David Z. 11 yrs. last Jan. & Daniel C. Cooper 6 yrs. last Jan. June 1824 Sophia Loury widow of Daniel C. Cooper dec'd married Fielding Loury 1822. Executors to settle estate of Daniel C. Cooper dec'd & petition for partition. David Zeigler Cooper lives in New Jersey. (pg. 38) also in Vol. B pg.1

GRIFFIN, William vs Pres. & Dir. of Dayton Mfg. Co. Nov. 1824 Judgment of note. (pg. 43)

Feb. Term 1826

HOOVER, Frederick vs Jacob & Daniel Hoover, Jesse Hutchins, Daniel Hutchins, Mary, Sally & Susan Hoover, Mary & Thomas Newman. May 19, 1923. Daniel Hoover Jr. died 24 Aug. 1814 & owned pt. SE 1/4 S2 T5R5E 150 acres except 6 acres to James Jackson& 15 acres owned by Andrew Link. He left widow Mary now married (Jan. 1823) to Thoms Newman of Mont. Co.O. and children Frederick, Jacob, Daniel of full age & Elizabeth w/o Jesse Hutchins dec'd Mar. 1820 & left Daniel Hutchins, children of 1st wife Rachel Hoover dec'd& Mary ca 4 yrs. 7 mon.Sarah ca 3 yrs.. Susan ca 4 yrs. when father died children of 2nd. marriage. (pg.58)

AYRES, John C. vs Philip Wolf 12 Oct. 1825- Judgment Wolf conveyed 30 acres out of E corner German twp. (pg.65)

COLEMAN, Robert vs William Short 6 Mar. 1821. William Short of Phila. through agent John Cleves Short of Hamilton, O. 200 acres pt S19 T2 R8 patent to get clear deed. Also part S24 & 18 T2R7. (pg.71)

BROWN, Henry dec'd executors vs Elisha Brabham & John Sutherland of Butler Co.O. 13 Oct. 1823. Daniel Landon, Paul D. Butler & Hugh McCullom of Mont.Co.O. now dec'd partners in business had account with Henry Brown dec'd & John Sutherland- business disolved 1812- accounts owed taken over by Brown. Hugh McCullom died 26 Feb. 1815 intestate adms. Wm. P. Davis died 1820- new adms. Elisha Brabham. Daniel Landon died 1818 intestate adms. Isaac Parks- Miami Co.O. now dec'd& left little estate. Paul Butler died intestate & insolvent. Ask for judgment from Adms. E. Brabham. (pg.82)-

REID, David adms. of Robert Strain Jr. dec'd vs Robert Strain 13 Oct. 1823. Robert Strain Jr. s/o Robert Strain Sr. had been adms. of his brother John Strain dec'd 1814 & partner of John Riggins in nail factory. To settle charges agains R. Strain Jr. fromJohn Strain estate. (pg.90)

WEAVER, Henry vs Jacob Crull & John A. Mikesell 23 Sept. 1822. John Mikesell of Ind. partner with John Weaver in merchandise store in Liberty, Mont. Co. O. To collect debt. J.A. Mikesell moved Dec. 1819 to Bethlehan, Jeff. Co. Ind. Names Jacob Weaver & a Horner brother-in-law of Henry Weaver. Crull had taken mdse. from store. (pg. 101)

GILLESPIE, William vs Lewis Duncan & Amzi Lewis 30 Oct. 1820. All partners in vending merchandise & distilling whiskey in Dayton at Jefferson & Main St. June 1815. Duncan went to Ky. 1816. Amzi Lewis died at Alton on the Miss. Oct. 1817 & his widow married Rev. M.McFarland at Paris, Ky. They also had business in New Castle, Ky. which Lewis had managed. To settle debts. (pg.114)

MIKESELL, Aaron, Abraham(minors) & Mary vs Philip Mikesell 7 June 1824. John B. Mikesell died Feb. 1814, father of Aaron & Abraham. Also left widow Mary since married to Jacob Mikesell. Philip Mikesell adms. of John B. Mikesell s/o Philip Mikesell. Aaron Mikesell ca 3 yrs. at fathers death. (pg.125)

May Term 1826

LOURY, Fielding & Sophia, James Steele, Horatio G. Phillips exe. of D. C. Cooper dec'd vs Henry Bacon, John Dodson, John Steele, Robert P. Brown, Henry L. Brown, Elija J. Brown, Rebecca & Catherine Brown, James Henderson, Henry Stoddard, Daniel C. & David Z. Cooper 13 Oct. 1823. To clear deeds of Daniel C. Cooper dec'd- patent of 250 acres W 1/2 S34 T2 R7 except out lots sold. Lots sold before patent received. Also named William McClure dec'd to widow Martha since dec'd by will held interest by John Steele. Henry Brown dec'd , widow Catherine P. Brown & heirs Robert Patterson Brown, Henry Lindsey Brown, Eliza Jane Brown, Rebecca Brown Daniel C. Cooper dec'd, widow Sophia now married to Fielding Lowry & heirs David Zeigler & Daniel C. Cooper. Sophia Lowry since dec'd. (pg. 131 & 582)

BACON, Henry vs Joseph Asken & others 1 Mar. 1824. Henry Bacon to collect claims against Lewis Duncan, Amzi Lewis & William Gillespie who now or did reside Phila. Had business also inPittsburg, Pa. Baltimore, Md. A judgment against same held by William Hoffman. Gillespie had property conveyed to Charles Smith his father-in-law. (pg. 139 & 176)

DARST, Abraham vs William Sourbray & Jacob Worman of Miami Co.O. 8 Nov. 1824. Judgment. (pg. 152)

MITCHELL, Robert vs Nicholas Myers, Barbara Smith, William Myers, Rebecca & Lydia Myers 8 Nov. 1824. In 1812 Mitchell & Myers had bought land in Greene Co. Pa. Mitchell left county 1817 & Myers had bought him out except final payment. Having heard Mitchell had died he left final payment with children in Pa. Myers having wife problems & having 2 children in Ohio left

property in Pa. with his children to care for wife. Brought Barbara Smith with him to Ohio to keep his house being ca 71 yrs. Bought land from son David Myers in Mont. Co.O. Deeded land to Barbara Smith & William , Rebecca & Lydia Myers minors and natural children of Nicholas Myers & Barbara Smith. Robert Mitchell asking for judgment on money owed him. (pg. 157)

MILLER, Jonas vs Abraham Darst & William Thoman 7 Feb. 1826- agreement Aug. 31, 1824 with Valentine Thoman now dec'd to buy 1/2 NW 1/4 S1 T4 R4E. Valentine died fall 1824 before payment made. Abraham Darst his adms. Left widow who took personal property & left county. (pg. 179)

Sept. Term 1826

DODSON, John, Samuel Boogher & wife Susanna, Daniel Stutsman & wife Margaret, Jonathan Stutsman & wife Catherine, William Cox & wife Elizabeth, Conrad P. Dodra & wife Mary, Henry Brown vs John, Jacob, Peter Jr., & Catherine Lehamn 26 Feb. 1822. Peter Lehman died ca 15 July 1818 leaving Sussanah Boogher, Margaret Stutsman, Catherine Stutsman, Mary Dodra, Elizabeth Cox, John, Jacob, David & Peter Jr. He owned 208 acres NE 1/4 S27 T2 R7 & 48 acres of N end SE 1/4 same sec. & lot 43 in Dayton with stone house & several quarter sec. in Miami Co.O. He left widow Catherine Lehman. Henry Brown had Jonathan & Catherine Stutsman share. Henry Brown died 19 May 1823 & wife Catherine P. since married Andrew Irwin. Conrad & Mary Dodra share to Henry Stoddard of Champaigne Co. Property settlement. (pg. 183)

GROFF, John vs Benjamin Walters 29 May 1826 Wash. twp. To recover judgment of Frederick Fisher & Benjamin Walter. (pg.210)

CLINE, John vs James Steele & heirs of Joseph Peirce dec'd 25 Sept. 1826. John Lindsley bought of James Steele & Joseph Pierce 1/2 lot 177 Dayton & sold same to John Cline. Pierce died without having legal title & left heirs Mary Ann, David Zeigler, Jeremiah H. & Joseph Pierce. (pg. 213)

Mar. Term 1827

WATKINS, George & wife Rebecca vs Robert Patterson 13 Oct.1823. Rebecca late Rebecca Kelly & heir of Samuel Kelly her father who died in Ky. 1780. Adms. Daniel Barton & Catherine Kelly. Before 11 Feb. 1797 Robert Patterson of Ky. now of Mont. Co. named guard. of Rebecca & other heirs of Samuel Kelly dec'd being Rebecca. John, Sally, Jane Kelly. Rebecca married George Watkins and stated others received their share but she had not. (pg. 218)

HOOVER, David , Adam Bartmas & others & Henry Bowser guard of Samuel Deeter vs John Smotzka & Jacob Glossbrenner 7 June 1824. David Hoover & Adam Bartmass overseer's of Poor of Randolph twp.

Mont. Co. O. & Alfred Deeter, Sarah Deeder & Susannah minors under 14 yrs. who prosicute by Fanny Deeder their mother , & Samuel Deeter , their father being a lunatic & insane & no guard. for minors. Samuel Deeder possessed 102 acres SW 1/4 S17 T5 R5 Randolph twp. & sold 1/4 sec. of which he had no legal deed for 60 acres. Daniel Deeter app. guard. of Samuel Deeter a lunatic & has not complied & Peter Deeter named guard. & declined & Henry Bowser named. (pg. 223)

BOWEN, Richard & Co. vs Joseph Sloan & David Duncan & James Grimes Mar. 1824. Judgment 1822 Sloan insolvent & Duncan owned SW 1/4 S2 T2 R8- 160 acres. (pg. 238)

RUE, Thomas & Christiana of Mont. Co. O. & Henry Huber Jr. of Phila. vs John Harris, John Tayler, Francis Dilts & Jacob Benner and ca 60 others. Entered agreement for a cotton & woolen factory on Hole's Creek- $50. share as The Farmers & Mechanics Mftg. Co. of Centerville, Mont. Co. O. Purchased 60 acres from Thomas Clawson & William Luce S32 T2 R6 and layed out town of Woodburn on part of land & sold ca 50 lots. About 1817 erected building & occupied 7 yrs. 1/4 of land unsold. Stock assigned to Huber. (pg. 242)

WAGGONER, George vs Barnhart Speck, David Z. & Daniel C. Cooper 27 Mar. 1826. George Waggoner of Darke Co. O. Speck now 63 yrs. old was to leave to dau. Nancy Speck when of age if she paid for W 1/2 of town lot 125 in Dayton of which he had not taken title from Cooper. George Waggoner had judgment vs Speck. (pg. 246)

BROWN, Robert Patterson, Henry Lindsley Brown, Elija Jane Brown heirs of Henry Brown dec'd by Andrew Irwin guard vs David Z. & Daniel C. Cooper heirs of D.C.Cooper dec'd by Warren Munger-guard., John Sutherland of Butler Co. O., Williams Haimes, John, Mary Ann, Ephraim, Calvin Benjamin Ludlow & other heirs of Maxwell Ludlow dec'd & James Steele, H.G. Phillips 27 Feb. 1826. Maxwell Ludlow moved from Mont. Co. & died leaving Ephraim, Calvin & Benjamin all of age & residing at Natches, Miss. & other heirs residence unknown. To obtain clear deed oflot #33. (pg.252)

STIVER, Frederick vs John Stiver 25 Sept. 1826. Casper Stiver Sr. died 1821 & Frederick & brother Casper Stiver adms. John Stiver had judgment against John & Frederick & Casper since dec'd. (pg. 258)

COLEMAN, Joseph vs George Grove 25 Sept. 1826 ca 1815 an agreement for land of which Coleman has no record. (pg. 265)

HAMER, William Sr. vs Dayton & Catherine Hamer 25 Sept. 1826. Thomas Hamer late of Mont. Co. dec'd. Heirs include Dayton Hamer, his brother held 1/9 of undivided 1/2. Quit Claim to William Hamer Sr., Catherine to have dower. Property sold to

pay debts. 102 1/2 acres S11 & fr. 12 T2 R6. (pg. 267)

HAMER, William Sr. vs Abraham Wagoner & wife Ruth 25 Sept. 1826 adms. of Thomas Hamer dec'd. Ruth Hamer his sister married to Abraham Waggoner, Mont. Co.O. 1/9th share. (pg. 270)

PHILIPS, Horatio G. & James Steele exe. of Daniel C. Cooper dec'd vs David Reid 29 May 1826. To collect for lots 46 & 47 in Dayton. (pg. 272)

LOWRY, Fielding Jr. by his father Fielding Loury vs James Steele & Horatio G. Phillips guard. of David Z. & Daniel C. Cooper heirs of D.C. Cooper dec'd 25 Sept. 1826. Daniel C. Cooper left widow late Sophia Burnet & 2 children Daniel C. David Z. Cooper. Lucy Ann Zeigler late of Cincinnati dec'd aunt of Sophia Cooper Fielding who had 1/6th share & Sophia now dec'd. Sophia married 9 Oct. 1824 Fielding Loury and had son Fielding Jr. Lots 26 & 27 on 4th St. Cincinnati & 5 acres part of undivided 30 acres out lots adj. Cincinnati. Sophia had legacy from Uncle David Zeigler. Lots now occupied by William Greene a relative of Sophia. Ask for share for Fielding Jr. (pg. 274)

Steele, James, Horation G. Phillips exe. of D.C. Cooper dec'd & Henry Bacon vs David Z. & D.C. Cooper by guard Job Haines. 5 Mar. 1827 To clear deed on lots in Dayton. (pg.287)

<u>July Term 1827</u>

MCGREW, John vs John Neible 23 Aug. 1815 To clear deed on 60 acres off W side NW 1/4 S8 T1 R6. (pg.292)

ISELY, David vs William, John, Daniel, Catherine & Lewis Snep heirs of Daniel Snep dec'd. Mar. 5, 1827 Daniel ? Isely a relative of Daniel Snep had verbal contract for privilege of mill race to convey water from Miami R. through Snep land for saw & grist mill. To have contract made legal. (pg. 298)

PHILLIPS, Horatio G. & James Steele guard. of heirs of D.C. Cooper dec'd vs David Z. & Daniel C. Cooper heirs of D.C. Cooper. 5 Mar. 1827 Accounts listed(pg. 300)

HART,William, John, Henry, Jacob, & David by guard. John Hisong & Samuel, William ,Eve, Catherine & Jacob Zook Jr. by Jacob Zook Sr. vs James Patty- Exe. of William Hart dec'd.,Catherine Leedy, Salome Becker, John Becker & wife Rebecca, Henry Kessler & wife Elizabeth. 5 Mar. 1827William Hart dec'd had 6 children: Rebecca w/o John Becker, Saloma w/o David Becker dec'd., Catherine w/o David Leedy dec'd., Elizabeth w/o Henry Kessler. Also 2 other children dec'd at time of will, son Henry Hart father of William, John, Henry, Jacob, David and dau. Esther Zook mother of Samuel, John, William, Eve, Esther, Catherine, & Jacob Zook. (pg. 306)

OCT. TERM 1827

WEAD, ROBERT vs Margaret, Mary Jane Gibson & Mathias Scudder 28 Feb. 1825 To collect debt owed on lot of Dayton sold to Robert Gibson in 1819. Robert Gibson moved to Indianapolis, Ind. Feb. 1822 and died Dec. 1822 leaving infant dau. Mary Jane ca 2yrs. & widow Margaret now married to Matthias Scudder. Robert Gibson Sr. father of Robert Gibson died intestate at Dayton leaving estate of which Robert Jr. is an heir with 1/7th part. James Gibson s/o Robert Sr. died intestate without issue & Rosanna Gibson widow of Robert Sr. released dower. Refers to money due Robert Jr. from grandfather(not named) & referance to Piatt papers. (pg.310)

RIGGS & PEABODY (merchants) vs Martin Shuey & James Gillespie 23 July 1827 Judgment on land S27 T1 R6 30.48 acres. (pg. 320)

TALBERT, OLIVER vs Ruth Talbert, John Puterbaugh & wife Mary, William Johnson & wife Jane, William Kerr & wife Isabel heirs of Nathan Talbert dec'd. 5 Mar. 1827. Petition for partition. Oliver Talbert of Miami Co.O. heir of Nathan Talbert dec'd. of Mont. Co.O.who died about 1813-14 intestate. Nathan Talbert had 168 acres tract NE 1/4 S27 T2 R6 patent 1812 of Hamilton Co.O. Left widow Ruth, Mary Puterbaugh of Miami Co.O., Jane Johnson of Shelby Co.O., Isabel Kerr of Mont. Co. & Oliver Talbert. (pg.323)

MCCONNELL, THOMAS JEFFERSON vs Elizabeth Ann & Mary Jane McConnell heirs of Robert McConnell dec'd. 23 July 1827. To clear deed. Thomas, William, Robert, James & Alexander McConnell owned S31 T2 R6 by patent. William died intestate ca 182? leaving Robert since dec'd., James L., Alexander & Thomas J. undivided 1/4 of property. Robert left heirs Elizabeth Ann & Mary Jane. (pg. 328)

MARCH TERM 1828

BECKER, SALOMA vs John, Levinia, Andrew, & David Becker & John Hagan 25 Sept. 1826. To recover money she received from father William Hart which was put in David Becker estate. Saloma married David Becker ca 1818 & he died Sept. 1823 & s/o John Becker Sr. David Becker left 3 children - Levinia, Andrew & David all under 10 yrs. (pg. 332)

EMERICK, WILLIAM, vs Matthias, George, Michael, Solomon Rigal & John Nine. Sept. 25, 1826 Judgment against Matthias Rigal & John P. Dechant. Dechant left state res. unk. Judgment ask of Matthias & his sons who had sold some property to John Nine- S10 T2 R5 (pg. 348)

BACON, HENRY vs Horatio G. Phillips 5 Mar. 1827. Agreement for lot 10 Dayton. (pg. 358)

HENNINGER, GEORGE & wife Magdalena late Magdalena Will vs Magdalena, Daniel, Jacob, & Peter Will, Barbara w/o John Greaf, Maria Daradea Kingler, Conrad & Henry Will, Susan w/o Jacob Mason heirs of Daniel Will dec'd. 3 July 1827. Petition for partition. Daniel Will died intestate 1820 late of Somerset Co. Pa. Patent of SE 1/4 S6 T3 R4 Mont. Co. O. Left widow Magdalena, Daniel Will, Jacob Will, John Will, Peter Will, Barbara w/o John Greaf, Maria Daradee Kingler whose husband is dec'd, all of age & living in Penn.& Conrad & Henry Will of age living in Mississippi & Susan w/o Jaocb Mason of age in Mont. Co.O., Magdalena late Will & w/o George Henninger of age living in Ross Co.. all heirs. pg. 369)

GUNCKEL, MICHAEL vs Philip Replogle & Daniel Gunckel 23 July 1827. Lewis Hasselman judgment against Philip Replogle who holds title bond of Daniel Gunckel. (pg. 373)

KRIGLER, SAMUEL vs Benjamin Potter & wife Phebe, Philip Landis & wife Eliza & Juliet Squiers. 3 Mar. 1828. To clear deed. David Squiers owned 100 acres S35 T2 R8 & died leaving wife Phebe now married to Benjamin Potter, Eliza w/o Philip Landis & Juliet Squiers. (pg. 376)

JULY TERM 1828

GEPHART, JACOB vs Fanny, Henry, Samuel, Catherine, Maria, Elizabeth, David, Susannah & Hannah Zehring. 5 Mar. 1827. Henry Zehring formerly of Lebanon Co. Pa. where he was guard. of his 3 children Henry, Samuel & Catherine heirs of Hannah late w/o Henry made in Orphans Court Jan. 1, 1816 of which executor of last will of Nicholas Cannon ? dec'd. Henry Zehring received his childrens share & moved to Mont. Co. O. Washington twp. At Henrys's death he left 7 children- Henry, Samuel, Catherine, Marie, Elizabeth, David & Susannah and shortly after his death Fanny his wife delivered a dau. Hannah. Oldest child ca 14 yrs., others 11,7,6,5,2 & last born 2 months after death of Henry. Petition to sell land to pay debts. W 1/2 S23 T4 R5. German will transcribed. (pg. 378)

DAVIS, JACOB vs Catharine Davis (widow) adms. of Daniel Davis dec'd & others. 29 May 1828. Jacob Davis one of children of Mary Davis has 1/6 th part in lot 254 Dayton & part E 1/4 inlot 225 & his fathers land in Preble Co. 1/6th part SW 1/4 S29 T6 R3 inlots in Eaton 26,27 & 123 & money from mothers will. Jaocb Davis a cripple & brother of Daniel Dec'd. Lewis & Daniel Davis exe. of Mary Davis. (pg. 390 & 422)

GOBERT, BARHNAHT vs Henry Harman- dismissed. (pg. 398)

PRESSIL, BARBARY, John Pressil, Edward Newton vs Mary Beckner, Fanny Huffman widow of George Huffman dec'd., Catharine Huffman & others. 23 July 1827 Petition for partition W 1/2 S25 T11 R1

-320 acres Darke Co.O. & S11 T3 R5 Mont. Co.O. Heirs of George Huffman dec'd. Barbary w/o John Pressil, Elizabeth w/o Daniel Jourdan (her share to Edward Newton of Cincinnati) lives somewhere in Ind.; Susannah Kyser w/o Andrew res. unk.; Mary widow of Samuel Beckner, Catherine, Jacob, Hester, Sarah, John, & Lydia Huffman. (pg. 398)

BARKALOW, JOHN & wife Catharine vs George, Elenor, Sarah Ann, Margaret,& Sidney Denise 2nd. & John H. Schenck & wife Mary 27 Feb. 1826. Petition for partition. John Denise dec'd left 6 children- Catharine w/o John Barkalow, George, Elenor, Sarah Ann, Margaret & Sidney 2nd. all minors except Catharine & his widow Mary since married to John H. Schenck Esq. Land pt. frac S22 T2 R5 100 acres & same sec. 20.93 acres last bought from John H. Schenck & wife Sarah in 1820. (pg. 404)

EMERICK, CHRISTOPHER & Ann Maria Dill (widow) adms. of John Dill dec'd. vs Wm. Dill, Christian Lewis Dill, Elizabeth w/o George Stump & Frederick Dill heirs of John C. Dill dec'd. Mar. 5, 1827 Petition to sell land to pay debts. 48.93 acres SW cor S12 T3 R4E & 26 acres NE cor S23 T3 R4E inlots 50,51 Miamisburgh. He left 7 children- William 22yrs., Christian L. 20, Hannah 18, Amelia 15, Augusta 12, Elizabeth 28 w/o George Stump & Frederick Dill 27yrs. (pg. 407)

HARSHBARGER, DAVID, Joseph Pence & wife Rachel vs Samuel Harshbarger. 21 July 1828. Petition for partition S1 T4 R5 100acres 1/3rd each David & Samuel Harshbarger Rachel w/o Joseph Pence of Miami Co. (pg. 415)

DAVIS, EPHRAIM P. of Miami Co. vs Henry Curtner & Horatio G. Philips. Petition for partition. 21 July 1828. lot 41 Dayton. Tenents in common with H. Curtner by deed from George C. Davis adms. of Christopher Curtner dec'd. (pg. 418)

Davis, JACOB vs Mary Davis dec'd & other heirs of Mary Davis dec'd & widow of Lewis Davis dec'd. 21 July 1828. Partition- lot 254 Dayton. Mary Davis left heirs (6) Jacob (petitioner), Daniel,John, David, William & Lewis all living & of age except Daniel dec'd left widow Catherine & Lewis died 26 Oct. 1824 leaving widow Sarah & children George, John, Sarah Ann all infants & living with mother Mont. Co.O. (pg.422)

<u>OCT. TERM 1828</u>

MCNEIL,DANIEL vs James Sturges & wife Elizabeth & Bradley Vance Woodard. 22 Oct. 1827. McNeil had agreement with James Woodard who died 1821 before agreement completed for lot 6 Centerville 1/2 acres. Left widow Elizabeth since married to James Sturges & son Bradley V. Woodard ca 3 yrs. who have started for Langamore Co. Ill. (pg. 427)

IRWIN, CATHARINE P. exe. of Henry Brown dec 'd & Robert P.

Brown, Henry L. Brown, Eliza Jane Brown heirs of Henry Brown dec'd vs Henry Stoddard. 23 July 1827. To recover lot 157 Dayton. Catharine Irwin late Catharine Brown now w/o Andrew Irwin. Henry Stoddard an attorney has his office on lot. Mentions Henry Brown's brother Michael Brown of Mont. Co. Va. & note of Peter Riffle of Wythe Co. Va. Andrew Irwin now dec'd. (pg. 430)

YOUNT, DANIEL vs Andrew Yount & Benjamin Iddings. 3 Mar. 1828. Daniel, Andrew & Benjamin (near relatives) partnership at Little York for grist mill, saw mill, carding machine & distillery. Daniel share sold for creditors & ask for initial expenses. (pg. 456)

MARTIN, JACOB vs Mary Altig widow of John Altig dec'd & others. 3 Mar. 1828. Land E side of NW 1/4 S23 T5 R4 60 acres - ask for correction of deed should be NE 1/4. John Altig died intestate leaving widow Mary Altig & children- Peter, Christopher, Jacob, Molly Crowl, Hannah w/o David Presley, Catharine w/o Andrew Simmons of Mont. Co. O. & Mary w/o Valentine Wysong & heirs of David Altig dec'd.- Jacob Altig, Polly w/o Samuel Worley, Nancy Altig a minor, residents of Preble Co.O. & Daniel, Joseph, John, Jacob, Solomon Altig, Elizabeth w/o Peter Fisher in Franklin Co. Va., & Abraham Altig of Mulenburgh Co. Ky. pg. 463 & Vol.B. pg. 263)

BAKER. AARON & Deborah Shaw adms. of Ludwick Shaw dec'd vs Phebe Shaw.,John J. & Olive Rinearson & others heirs of Ludwick Shaw dec'd. 21 July 1828. Petition to sell real estate S part inlot 53 Dayton. Left widow Deborah & children- Phebe 18yrs., Olive 16, w/o John J. Rinearson, Addison 15 yrs., Wesley 14 yrs., Cynthia 11 yrs., George Newcom 9 yrs., Lewis 5 yrs., James 3 yrs. & an infant unnamed. (pg. 467)

GUTHRIE, JAMES of Greene Co. vs William Williamson & wife Isabella, Peggy Andrews, David & Nancy Shaw & Samuel & Hugh Andrews. 21 July 1828 Petition for partition. Estate of Hugh Andrews dec'd - widow Elizabeth SE 1/4 S15 T2 R8 Mont. Co.O. & part NW 1/4 S8 T2 R8 Greene Co. 115 acres. Heirs - Isabella w/o William Williamson, Peggy, John, Samuel, James, & Hugh Andrews of Greene Co., Eliza Stephens of Mont. Co., Nancy w/o David Shaw of Rising Sun, Ind., Elizabeth Andrews now married to James Guthrie. (pg. 471)

MATTHEWS, ELIAS adms. of John Love dec'd. vs Jacob & Mary Weller, Sarah Love, Peter & Charlotte Light. 3 Mar. 1828. Petition to sell land S10 T2 R8 100 acres.John Love dec'd. never married- heirs sister Mary w/o Jacob Weller, Mechanicktown, Frederick Co. Md., sister Sarah Love of Mont. Co., sister Charlotte w/o Peter Light of Mont. Co. Mentions claim of adms. John Lowman for legacy in Md. (pg.474)

HOLT, GEORGE B. vs Andrew Yount Mar. 3, 1828 Petition for

partition. Andrew Yount of LaFayette, Tippecanoe Co. Ind. Land in Mont. Co. O. part of S25 T5 Holt owns 2/3 of land with gristmill etc. (pg.478)

WARNER, SUSANNAH widow of Andrew Warner dec'd. petition for dower July 1, 1828. Part SE 1/4 S9 T5 R5 96 acres. Left Susannah, Elizabeth, Christianna all minors. (pg. 481)

DARST, ABRAHAM adms. of Valentine Towman dec'd. 20 Oct. 1828. Petition to convey land 55 acres to William Towman. SE corner NE 1/4 S36 T5 R4. Valentine died intestate leaving 4 children, 3 minors. (pg. 483)

FOLKERTH, SAMUEL guard.of Jacob, Catharine, Daniel Snider, David & Susannah Ernst, Henry Snider, heirs of William Snider dec'd. 3 Mar. 1828. Petition for partition. NE 1/4 S18 T5 R5 160 acres & NW 1/4 S17 T5 R4 60 acres. Left Susannah w/o David Ernst, Catharine 18 yrs., Henry 22 yrs., Jacob 20 yrs., Daniel 16 yrs., sons & daus.- widow since dec'd. (pg. 484,485)

MARCH TERM 1829

HARKRIDER, JACOB vs Joseph Vanderveer & David Gushwa 3 Mar. 1828. Agreement on lease of saw & grist mill. (pg. 499,500)

LUDY, HENRY vs David Norris & Abraham Troxell Jr. 21 July 1828. David Ludy s/o Henry assault & battery on s/o David Norris. (pg. 508)

DAVIS. JACOB vs David Davis, William Davis, Catharine Davis & John Deem. 20 Oct. 1828. Mary Davis dec'd left 6 children- Daniel, Lewis, John, David, William & Jacob. David & Wm. of Mont.Co.O. Daniel Davis died intestate- goods given to Catharine Davis of Mont. Co. 1822, Lewis died Oct. 1824 intestate- goods to John Deem & Jacob has share of John. Catharine adms. of Daniel Davis dec'd. To recover $100. by will of Mary Davis & John Davis share. (pg. 512)

GUNCKEL, DANIEL vs John Pauley, John Cronn & wife Elizabeth, James & Catharine Egbird, Samuel Pauly, Peggy Pauley widow of John Pauley dec'd., Daniel Pauley, Ceil Pauley, Aaron, Glen & Andrew Pauley. 20 Oct. 1828. John Pauley of Warren Co. gave deed to Daniel Gunckel which he lost & ask for new one. John Pauley dec'd left widow Peggy & children, John, Elizabeth w/o John Cronn, Catharine w/o James Egbird, Samuel of Warren Co. all of age & Daniel, Ceil, Aaron, Glen & Andrew of Warren Co. all under 21. (pg. 515)

FLORY, JACOB, SUSANNAH, HANNAH, Jacob & Elizabeth Warner, Michael & Sarah Priser, Michael & Barbara Neff vs Joseph Flory, John & Cathatine Warner, Michael & Mary Flory- minors & heirs of Joseph Flory dec'd. 21 July 1828 Petition for Partition Joseph Flory dec;d ca 27 Oct. 1823 & owned NW 1/4 S20 T4 R5, SW 1/4 S20

T4 R5, SE corner SE 1/4 S19 T4 R5, SE 1/4 S24 T6 R4. Joseph s/o Joseph dec'd to have 100 acres by non-cupative will. (pg.518)

HUTCHINS, ISAAC & JOHN CURTIS adms. of Frederick Waymire Jr. dec'd. vs Wm. Gaddis & wife Dolly, Huldy, Andrew, Elizabeth, Rebecca, John, Enoch & Lydia Waymire. 3 Mar. 1828. Petition to sell land. Land in Wayne Co. Ind. SE 1/4 S36 T16 N of R 12 E & SE 1/4 adjoining & 186 acres Sec 23,24,26 T5 R5E in Montgomery Co. O. N part of NE 1/4 S26 & S part E 1/4 S23. He left widow Dolly since married to William Gaddis & 7 children: Huldah, Adnrew 19 yrs., Elizabeth 17 yrs., Rebecca 14 yrs., John 12 yrs., Enoch 9 yrs., Lydia 7 1/2 all under 21 yrs. Huldah now w/o John Staley named on pg.624. (pg. 525)

SENSENRY, ISAAC K. , SOMERS P., ELLIOTT M. by friend Isaac Sensenry vs Mary Riggs, John & Lucinda McKiman, Delilah, John, Samuel & Mary Riggs & Mary Barkshire. 20 Oct. 1828. Petition for partition. John Rigggs dec'd owned SE 1/4 S10 T2 R6 - 156 acres. Left widow Mary & 6 children, Leatha w/o Isaac K. Sensenry (Leatha dec'd since death of John Riggs & left Somer 5yrs.,Elliot M. 2 yrs.); Lucinda w/o John McKeman; Delilah 19 yrs., John 17 yrs., Samuel 15 yrs.Mary 13 yrs. Leatha formerly married to William Barkshire now dec'd and left 1 child Mary E. Barkshire ca 6 yrs. Somer Sensenry about 3 yrs. when his mother died. Petition for partition pg. 630. (pg. 533)

RIKE, JOHN & CORNELIUS CREAGER exe. of Lawrence Shell dec'd. Petition to convey land to Jacob Green 9 Mar. 1828 Owned part S1/4 S20 T2 R7- 2 acres. Lawrence Shell died without making deed. Left 8 children: Joseph, Catharine w/o John Rike, Jacob, Henry & Mary w/o John Ury, Rebecca w/o Washington Morton all of age& Lawrence ca 19 yrs. & Elizabeth ca 17 yrs. (pg. 538)

CASTER, PETER adms. of Jonathan Mercer dec'd. 9 Mar. 1829. Petition to convey land 32 acres to Wm. Smith - fraction S25 T2 R8. (pg. 539)

HOLT, GEORGE B. adms. of James Henderson dec'd 9 Mar. 1829. Petition to convey land- NE corner S27 T2 R7 -208.26 acres. Patent to Peter Lehman dec'd whose heirs Henry Stoddard 2/8th, Henry Brown dec'd who Stoddard, Henderson & Catherine P. Brown were exe. 1/8th, Samuel Booker 1/8th, Peter Lehman 1/8th, John Dodson 1/8th. James Henderson died without conveying deed o Bacon & leaving heirs under 21 yrs. (pg. 540)

<u>JUNE TERM 1829</u>

KARSHNER, JACOB & wife Catharine & Jacob Beard vs Jacob Loy, Sally Beard, Peter Catrew, John Zimmerman & wife Mary, Leonard & John Mathias Catrow minors. 9 Mar. 1829 Jacob Beard & Catharine Karshner adms. of Charles Catrow dec'd. had judgment against Jacob Beard now of Pickaway Co. O. Had NW 1/4 S25 T3 R4 and sold to George Stump, John Loy Jacob Loy, Sally Beard w/o Jacob

Beard & d/o Charles Catrow dec'd., Peter s/o Charles Catrow, Mary w/o John Zimmerman d/o Charles, Leonard s/o Charles Catrow minor 21 yrs., Matthias Catrow s/o Charles a minor. John ? Kashner now married to Catherine widow of Charles Catrow. To recover judgment. (pg. 542)

FURNAS, JOHN , James Reed & Abel Pierson exe. of Joseph Evans dec'd. vs Esther & Robert Evans, James & Charles Patty, Emanuel Coble & Robert Pierson Jr. 9 Mar. 1829. Joseph Evans died Aug. 1828- widow Esther & son Robert Evans of Miami Co. O. To recover money from notes owed by Patty's, Coble & Pierson. (pg. 548)

KING, ISAAC vs Joseph Vandevere, John Gushwa, Jacob Harkrider & David Gushwa. 9 Mar. 1829 David & wife Catherine Gushwa residing on Wabash in Ind. ask for settlement of debt between Harkrider & Vandevere. Elizabeth Latshaw purchased of David Gushwa 126 1/4 acres & she married 18 May 1828 to Isaac King. (pg. 556)

KENWORTHY, AMOS & SAMUEL KELLY JR. adms. of John Kelly dec'd. vs Mary Kelly heir of John Kelly dec'd. 9 Mar. 1829. Petition to sell land E 1/2 NE 1/4 S29 T3 R5 & SE corner SE 1/4 S30 T3 R5 40 acres. John Kelly left widow & 3 children- Emeline 6 yrs., Clinton 4 yrs. & Hannah 2 yrs. (pg. 564)

HECATHORN, DANIEL vs Nancy, Mary, George, Phebe Ruse, Jacob, Mary & Eve Newman. 21 July 1828. Petition for partition N pt. NW 1/4 S11 T5 R4E 86.50 acres. Nicholas Ruse dec'd. children & heirs- John & Henry Ruse, Elizabeth w/o Daniel Swank, Daniel, Jacob, Nancy, Mary, George & Phebe Ruse & Catharine Newman now dec'd - her children Jacob, Mary, Eve, Ruth & Mark A. Newman - grandchildren of Nicholas Ruse dec'd. & Eve Ruse widow of Nicholas Ruse now married to David Niswonger. Daniel Hecathorn has purchased share of some of the heirs. (pg. 570)

FOLKERTH, JOHN guard. of John, Elizabeth & Jacob Wodeman heirs of John Wodeman dec'd 1814. June 1, 1829 Petition for partition. Inlot #44 Dayton. Heirs John 19 yrs., Elizabeth 17 yrs., Jacob 15 yrs. & widow Eleanor. (pg. 576)

REGAN, JEPTHA & Eliza vs Henry Regan June 1, 1829 Petition for partition. John Regan dec'd owned lot 5 in Dayton. Left 3 children- Jeptha of age, Eliza & Henry ca 18 yrs., widow Elizabeth. (pg. 579 & 621) Vol. B-1 pg.111 - lot 181 sold to Dayton for market house.

BACON, HENRY vs John Crowder- bill withdrawn. (pg. 581)

BARNET, ABRAHAM vs Henry Curtner, Haratio G. Phillips, James Steele, Goerge C. Davis. 1 June 1829. Not enough disinterested judges to preside & sent to Supreme Court. (pg. 582)

SEPT. TERM 1829

BROWN, JOHN, L.S. HAWES, WILLIAM PORTER, TIMOTHY SQUIER vs David Reid, H.G. Phillips, George W. Smith, William Eaker. 9 May 1826 judgment. (pg. 584)

STUDIBAKER, DANIEL & NANCY vs Aaron Miller exe. of Martin Hoover dec'd., & John & Catharine Putterbaugh. 5 Mar. 1827 Nancy Studiaker late Nancy Wiland 1/9th part of Martin Hoover dec'd. Claim that all others had received share except Catharine w/o John Putterbaugh of Darke Co. & Nancy Studibaker. (pg.596)

ANSPACH, JOHN & Catharine vs John Landon 9 Mar. 1829 Catharine Anspach late Catharine Sheets widow of Daniel Sheets dec'd. She had mid part NW 1/4 S18 T4 R4 53 acres in Jackson twp. as widow of Daniel Sheets dec'd. Had several children one married to John Landon. To cancel deed. John Landon convinced Catherine Anspach that her husband would take her land & give to his children by former marriage & to sell to him John Landon. (pg. 603)

GUNCKEL, MICHAEL & Christopher Taylor vs Peter Shaeffer & Phillip Gunckel 20 Oct. 1828. To recover money put as security for Peter Schaeffer as Post Master. (pg. 610)

WELDY, JOSEPH & Daniel Weldy vs Elizabeth, Jacob, Mary Ann Weldy & others. Petition for partition 9 Mar. 1829. Christian Weldy dec'd died intestate & had 140 acres part S3 T2 R5E & frac. from Jacob & Perky (Peter?) Weaver 1811 & inlots 53 & 55 Miamisburg & inlot 47 in Liberty. Christian Weldy left 7 children: Joseph, Daniel, Elizabeth ca 20 yrs., Jacob 17 yrs., Mary Ann 14 yrs, Rebecca ca 11 yrs.& Henry ca 9 yrs. & widow Susannah now married to David Huber. (pg. 614)

LANDIS, SAMUEL vs Susannah, Daniel & Henry Noffsinger 21 Sept. 1829. Petition for partition Part S23 T3 R5E ca 50 acres. Henry Leedes dec'd. left widow Elizabeth Leedes & 6 children: Jacob, Margaret w/o John Bowman, Elizabeth, Susannah, Mary w/o Christian Holler, Catharine w/o Samuel Noffsinger. Sanuel Landis has shares of Jacob,Elizabeth, Sussannah, Mary Holler Margaret Bowman. After Henry Leedes death Catharine Noffsinger died intestate leaving 3 children- Susannah ca 12 yrs., Daniel 10 yrs. & Henry ca 8 yrs., guard. Samuel Noffsinger. (pg. 635)

BOUCHER, JOHN vs Horatio G. Phillips & James Steele exe. of D.C. Cooper dec'd & D.Z. & D.C. Cooper heirs of D.C. Cooper dec'd. 1 June 1829 John Boucher of Greene Co. for deed to 3 acres. (pg. 638)

BUCKLES, ABRAHAM adms. of Thomas J. Gerrard dec'd. vs William & Judy McCampbell & John Gerrard et al. 1 June 1829 Petition to carry real contract for deed pt. S35 T3 R5 40 acres. Thomas J. Gerrard left widow Emily & no children. His brothers & sisters

John, Henry, Jonathan, Milton & Abner Gerrard, Judy w/o William McCampbell, Elizabeth w/o John Shank, Mahitable w/o Abednego Stephens, Martha w/o Richard Bolan, Nancy w/o Benjamin Luce & children of Margaret Mitchell dec'd w/o Edward Mitchell & sister of Thomas J. Gerrard. Judy McCampbell, John & Jonathan Gerrard,Elizabeth Shank & Nancy Luce of Miami Co., Mehitable Stephens of Butler Co. Abner Gerrard, Martha Bolan & heirs of Margaret Mitchel in Ind. (pg. 641)

MARCH TERM 1830

STIVER, FREDERICK vs John & Adam Stiver, Margaret w/o George Rumbarger, Tobias & John Stiver adms. of Casper Stiver Jr. dec'd., Christian & wife Christiana Shuter & other heirs of Casper Stiver dec'd. 9 Mar. 1829. Casper Stiver Sr. dec'd. exe. Frederick & Casper Stiver Jr. To clear Casper Stiver Sr. estate of what Casper Jr. owed. Heirs of Casper Stiver Sr. : Casper Stiver Jr., Adam, Tobias, Frederick, John, Margaret w/o George Rumbarger, Catharine w/o Goerge Shaeffer, Anna Marie w/o Anthony Canning of Penn. dec'd.,& wife Barbara now dec'd. Casper Stiver Sr. died July 1821. (pg.646)

COOPER, DAVID Z. & Daniel C. Cooper minors by James Steele vs Micajah T. Williams 1 Mar. 1830. Minor children of D.C. Cooper dec'd. concerning Canal Board wanting to change feeder location. (pg. 658)

BAKER, WILLIAM, JOHN VANDERSLICE JR., JOSEPH VANDERSLICE, Henry Stoddard & James McConohy vs Thomas Vanderslice et al 9 Mar. 1829 William Vanderslice dec'd. owned N 1/2 inlot 88 & outlots 38,39,40,45,46,47,53,54. Died 8 Feb. 1821. Estate divided wih brother John Vanderslice & sister Hannah Rhawn (otherwise known as Hannah Crawn) both of Penn. At his death brother John had 10 children: John Jr. (orator), Joseph, Thomas, Catharine w/o Edward Simpson, Hannah & Deborah, Elizabeth w/o Robert Hughes, William, Jacob, Ann w/o Stephen Rosseter. Sister Hannah had 11 children: Hannah w/o Hugh Wood now a widow, Jacob Rhawn, Mary w/o Philip Newbaker, Samuel Rhawn Jr., Abigail w/o John Brumbaugh, Archibald, Joshua, Deborah, Washington Rhawn, & John Vanderslice also a son of Hannah Rhawn & 1/2 brother of other children Casper Rhawn only s/o & heir of Casper Rhawn dec'd. s/o Hannah Rhawn. John Vanderslice s/o Hannah Rhawn died 1826 intestate without heirs. Settlement to clear deed. (pg.666)

BACON, HENRY & Maria vs James Steele, H.G. Phillips exe. of D.C. Cooper dec'd., Zephariah Tenery, Sylvester Tenery, Joseph L. Tenery heirs of George F. Tenery dec'd. & John B. Tenery dec'd. 9 Mar. 1829 John B. Tenery died ca 1808-09 & left sister Maria w/o Henry Bacon & brothers Joseph L Tenery of Logan Co., Sylvester F. of Ky., Goerge F. Jr. late of Miss. dec'd. 1820 without issue & Zephariah B. Tenery of Miami Co. Purchased of D.C. Cooper lot 233 & inlot 235 Dayton. To clear deed. All shares sold to Henry Bacon. (pg. 680)

BROWN, JAMES vs Stephen White et al June 1, 1829 James Brown wants paid for work done for Joshua Nutts as mason on 2 story log house. Joshua Nutts lived on 100 acres N1/2 S2 T2 R6 Washington twp. He died 1826 & left widow now married to George Gibson & 6 children: Elizabeth, Mary, Stephen, James,Joseph, Hannah all minors. Property owned by his father-in-law Stephen White of Greene Co. who deeded land to his children & children of Joshua. (pg.686)

BARLETT, JOHN & Catharine Barlett vs Daniel Stettler 1 June 1829. To get $150. willed to Catharine from sale of personal belongings of her father George Stettler. John Barlett not to have any, if Catharine dec'd. to her 3 children, 2 sons, 1 dau. all married. (pg. 693)

WILSON, ABRAHAM vs Jacob Foasnaught Sr., Jacob Foasnaught Jr., & Christian Shank. 21 Sept. 1829. To recover judgment. Had 61.50 acres NW cor, S34 T2 R6. (pg. 699)

MOUNT, WILLIAM vs James Gaddes & wife Rachel 21 Sept. 1829- Judgment. James Simpson brother of Rachel Gaddis lived Little York untill 1828 & moved to Fairfield, Greene Co. on farm owned by William Williamson. (pg.704)

McELHENY,JOHN & ANDREW et all heirs of Robert McElheny dec'd vs Thomas & William et all minor heirs of Robert McElheny dec'd. 9 Mar. 1829 Petition for partition 148 acres SW 1/4 S17 T2 R6 except 8 acres. Left widow Jane, children: John, Andrew, Moses, Robert, Margaret w/o John McClay, Jane w/o James King, Thomas 14 yrs., William K. 10 yrs., Samuel 5 yrs., Julian 16 yrs. (pg.711)

BARKALOW, JOHN & wife Catharine, Michael & Elenor Gephart of Shelby Co. vs George, Sarah Ann, Margaret,& Sidney Denise. 21 Sept. 1829 Petition for partition. John Denise dec'd owned frac. S22 T2 R5 100 acres & frac. south adjoining above 20.93 acres. Left widow Mary now w/o John H. Schenck Esq., & 6 children: Catharine, Elenor, George, Sarah Ann, Margaret, & Sidney all minors. (pg. 712)

STURGEON, WILLIAM vs George, Susannah & widow Phebe Sturgeon & others. 21 Sept. 1829. Petition for partition William Sturgeon of Ross Co.O. dec'd. owned NE 1/4 S10 T4 R5. Left widow Phebe & children: William Sturgeon of Mont.Co.O., Taylor Sturgeon of Darke Co., Priscilla w/o Thadius Mendenhall & Barbara w/o David Mote in Miami Co.O., Robert, John, Levi Sturgeon of Ross Co.O., George R. & Susannah Sturgeon of Mont. Co. both minors. (pg.717 & 721)

BETHURUM, ROBERT vs Francis Diltz 1 Mar. 1830. To get clear deed 70/100 acres Washington twp. S3 T1 R6. (pg.722 -Vol.B pg.59)

SHANK, JACOB vs Henry, Samuel, Mary, Catharine Cripe. 26 Sept. 1829. Philip Shank dec'd. died intestate & owned S1/2 of SW 1/4 S10 T5 R4 to brothers & sisters & children of dec'd sister : Jacob & Michael Shank, Mary Cripe, Dolly Weybright, Elizabeth Shank, Henry & John Shank, Lewis Shank. Catharine Shank sister of Philip Shank & w/o Jacob Cripe had 4 children- Henry 12 yrs., Samuel 10 yrs.,Mary 7 yrs., & Catharine 5 yrs. Catharine died before Philip. Each 1/9th share. (pg.723)

SMITH, OLIVER vs Chloe Smith widow of Josiah Smith dec'd. & heirs. 1 Mar. 1830. Petition for partition S1/2 in lot 49 & 47,48. Josiah Smith dec'd 1829 Dayton. Widow Chloe & children: Elvira, Holland, Hannah, Aurelius Smith minors. Josiah & Oliver Smith joint partners. (pg.726 & Vol.B pg. 77)

STONER, DAVID, PHILIP, JOHN, David Kinsey & wife Hannah, William Creager & wife Catharine vs Abraham, Henry, Daniel, Samuel, Sarah, Susannah, Jacob, Aaron & Elizabeth Stoner. 21 Sept. 1829 Petition for partition. Abraham Stoner dec'd. owned SE 1/4 S4 T3 R4 & SW corner S33 T4 R4- 183 acres except 27 acres. He left 14 children: Catharine, Hannah, John, David, Philip, Abraham ca 19 yrs., Henry 18yrs., Daniel 16 yrs., Samuel 14 yrs., Sarah 12 yrs., Susannah 8 yrs., Jacob 6 yrs. Aaron 5 yrs., Elizabeh 2 yrs. & widow Sarah Stoner. (pg. 730)

McCORMICK, WILLIAM vs Polly, Abraham, John, Henry & George Royer minor heirs of Henry Royer dec'd 1820. Sept. 21, 1829. Petition for partition- E part SW 1/4 S11 T5 R4- 60 acres. He left widow Elizabeth Flory late Elizabeth Royer now married to Emanuel Flory & children: Elizabeth w/o Jacob Curtz (share to Wm. McCormick), Polly, John, Henry, George & Abraham -minors(Pg.733)

BOOKWALTER, BENJAMIN adms. of John Bookwalter dec'd 1820. 1 Mar. 1830. Petition to execute contract part S23 T3 R5- 1 acre. He left Mary, John, Benjamin & Daniel Bookwalter all minors. (pg. 737)

MILLMAN, ADAM vs Benjamin Archer & James Warfield 1 Mar, 1830. Millman gave note to Benjamin Archer of Ft Wayne & also had note from Francis Comparet of Ft Wayne who was to pay Archer. A son of James Warfield of Miami Co. has the note from Archer & trying to collect. (pg. 738)

SOURBRAY, GEORGE vs Jesse Kilgore & John A. Duncan 1 Mar. 1830. George Sourbray had signed note as security for Gilgore & Duncan who are planning to leave state & wants note paid before leaving. (pg.740)

CHANCERY RECORD VOL.B-1 1830-1833

JUNE TERM 1830

LAFERTY, PATRICK of Miami Co. vs Catharine P. Irwin & Henry

Stoddard exe. of Henry Brown dec'd. & John Sutherland & heirs of Henry Brown- minors. 9 Mar. 1829. To settle claim of SW 1/4 S21 T2 R9 Henry Brown dec'd. - wife Catharine now married to Andrew Irwin & children Robert Patterson Brown, Henry Lindsly Brown, Eliza Jane Brown. Andrew Irwin now dec'd. (pg. 14)

STUTSMAN, NICHOLAS & wife Anna vs Jacob Beckinbaugh & wife Catharine, Henry & wife Sally Peffley, Henry Bowser 2nd., David Bowser & Daniel Bowser Jr. 1 June 1829. Daniel Bowser Jr. died ca 1812 possessed NE 1/4 S30 T3 R5 & S26 & frac. S25 - 150 acres Anna before marriage to Nicholas Stutsman was married to Daniel Bowser Jr. & lawful wife at his death. He had 5 children: Catharine w/o Jacob Beckinbaugh, Sally w/o Henry Peffley, Henry Bowser 2nd., David & Daniel Jr. Bowser. Anna was d/o Henry Moyer dec'd. & inherited land on Twin Creek. To have dower set off. (pg. 26)

LODWICK, WILLIAM of Cincinnati, Hamilton Co.O. vs Horatio G. Phillips 1 Mar. 1830. For deed of out lot 3 Dayton. (pg. 35)

LAWRENCE, JOHN adms. of Ephraim Lawrence vs Ellin Lawrence- widow, Nancy w/o John Riddle, Mary w/o Daniel Diahl, Esther w/o Timothy Farnham, Lydia w/o Robert Kenedy, Ellin, Jane & Elizabeth Lawrence & Rebecca Comer. 22 Oct. 1827 Owned lot 39 Woodlawn & 306 1/4 acres Delaware Co. O. -T4 R16 U.S. Military land. Left widow Ellen & 9 children: Mary Diahl, Nancy Riddle, Esther Farnham, Lydia Kenedy, John Lawrence, Rebecca Comer, Ellen ca 15 yrs., Jane 14 yrs., Elizabeth 11 yrs. Petition to settle estate. (pg. 41)

BOWEN, ELIZABETH guard. of David W. ca 19 yrs., Nathaniel W. ca 17 yrs., Abner H. ca 15 yrs., Robert H. Bowen ca 10 yrs. heirs of Enoch Bowen dec'd 1819. Petition to sell land. 1 June 1829. NE 1/4 S31 T4 R5E. 156.48 acres. (pg. 51)

ROWE, GEORGE, Tobias Vanscoyck adms. of JACOB SHAEFFER dec'd. vs Susannah Shaeffer -widow & George Shaeffer other heirs of Jacob Shaeffer dec'd. 1 June 1829. Inlot 83 & e 1/2 lot 84 owned in Germantown. Left widow Susannah & 10 children: George, Michael, Sarah w/o John Spencer, Anna Shaeffer all of age, Catharine 18 yrs., Susannah 16 yrs., Jacob 14 yrs., William 12 yrs., Barbara 10 yrs. & Samuel 9 yrs. To settle estate. (pg. 55)

KELSO, JOHN vs Sarah Boner & others. 1 June 1829. Owned inlot 70 Germantown. To have lot sold to collect debt. Frederick Wolf late of Wayne Co. Ind. dec'd. signed note to Barbara Wolf. George Wolf adms. of Frederick & lot sold for taxes to John Boner now dec'd & left widow Sarah & children: Elizabeth, Mary Jane, Margaret Ann & John Boner minors. Frederick Wolf left widow & children: George, Jacob, Daniel, Elizabeth, Catharine w/o Daniel Forest & Margaret Wolf all of Wayne co. Ind. (pg.61)

SHARTLE, GEORGE vs Daniel Barnhart, Henry Beechler, William

Patterson, Ira I. Fenn- Commissioners of Insolvents for Mont. Co. O. MAR. 1, 1830. To collect for bricks Shartle sold to Barhnart for building on S 1/2 lot 5 in William Patterson sub-division. (pg. 63)

CASSILY, MICHAEL P. adms. of Samuel Fisher of Cincinnati dec'd. vs Morris Seely, William Eaker, H.G. Phillips, James & Johnson V. Perrine, & Ephraim Broadwell. 1 Mar. 1830. To recover judgment. (pg. 71 & 112)

SHIDELER, DANIEL, GEORGE, SOLOMON, DAVID, JACOB & ELIAS , Barbara Gripe, Elizabeth w/o Benjamin Bowman Sarah w/o Christian Weaver vs Eli & wife Elizabeth Smith, Samuel & wife Mary Root, Sarah, Jacob, Catharine Arnold. Petition for partition. 14 June 1830. Benjamin & Elizabeth Bowman & Solomon Shideler of Wayne Co. Ind., Elias Shideler of Cass Co. Ind., Barbara Gripe of Wayne Co. Ind., George Shideler of Preble Co.O., Daniel, Jacob B., Christian & wife Sarah Weaver of Mont. Co. O. children & heirs of George Shideler late of Mont. Co. O. Also left dau. Magdalen w/o John Arnold who died since George Shideler & left 5 children due 1/10th share- Elizabeth w/o Eli Smith, Mary w/o Samuel Root, Sarah, Jacob & Catharine Arnold all of Mont. Co.O. Land S33 T3 R5- 410 acres 124 perches. (pg. 73)

FENN, IRA I. Commissioner of Insolvent for Mont. Co. O. vs Jacob Moats & Richard Hughes. 1 Mar. 1830. Moats gave interest in land to Fenn who charged Moats with cutting timber & asked to cease. Land part S30 T2 R6- 29 acres. (pg. 78)

SEPT. TERM 1830

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NORRIS, JAMES & John Norris minors by James Brown vs James Craft et al 23 July 1827 Craft gave title bond for 25 acres to Joseph Norris now dec'd & Craft had title bond from William Luce now dec'd. without giving deed . Went to heirs James H. & William Luce of Mont. Co., Elizabeth, Mahitable & Jackson minors of Miami Co., Abner G. Luce of Greene Co., Martha w/o William Hays of Warren Co. John Luce of Clark CO O. Joseph Norris dec'd.father of petitioner. (pg.81)

FENN, IRA I. guard. of Mary & Nancy Wampler 14 June 1830 Petition to sell land - 10 acres S7 T1 R6 held jointly from Sarah & Amos Clark. Mary & Nancy Wampler- idiots. (pg. 87)

CREAGER, CHRISTIAN & Christian Rike exe. of Philip Rike dec'd. vs Ann Rike- widow et al. 1 Mar. 1830. Petition to sell land SW 1/4 S23 T2 R6- 165 A 136 poles. Left widow Anna Mary & 6 children: John William 14 yrs., Daniel 12 yrs., Henry 10 yrs., Adam 8 yrs., Catherine 6 yrs., Philip 2 yrs. (pg. 89)

SMITH, GEORGE W. vs John Shellabarger & Jonathan Harshman 1 Mar 1830. To clear deed on 1 acre S24 T2 R7 originally owned by Peyton Short. (pg. 94)

BROADWELL, EPHRAIM vs Morris Seely 14 June 1830 Judgment on land agreement on out lots 19,27, & 34 Dayton. (pg.101)

JOHN, JACOB B. & POWELL et al vs Morris Seely, James H. Robinson. 14 June 1830 David P. John dec'd. owned lot 4 Dayton & his heirs were brothers & sisters who sold to Seely without all signing deed. Those who signed Jacob B. & wife Eleanor John, Rachel w/o Samuel L. Bowen, Rebecca w/o Andrew Clark (Andrew dec'd.), Mary w/o Absalom Mast, Anna w/o David Williamson, Powell & wife Mary John, Samuel & wife Sarah John, Bowen W. John& Eleanor John 20 yrs. (by brother Jacob B. John). Daniel S. & wife Sarah John had not been obtained & Joseph John & wife Sarah signed later. Seely transferred agreement to brother-in-law James H. Robinson. (pg. 103)

SHIDELER, ANN & Gabriel Swinehart exe. of Joseph Shideler dec'd. 20 Sept. 1830. Petition to complete contract. Land in Jackson twp. 4 acres part SE 1/4 S35 T4 R4 to Stephen Miller. (pg. 109)

MAR. TERM 1831

ZEDEKER, JOHN vs CATHERINE MILLER, DanielZedaker, John Zedaker Jr., George Platter & wife Catharine, Jacob Zedaker, Sally, Elizabeth Jr., Mary Zedaker, & Elizabeth Zedaker Sr. 14 June 1830 Orator John Zedaker states that in 1804 Philip Miller late of Mont Co.O. (dec'd.1816) purchased from Peyton Short SW ¼ S22 T2 R8. Orator married Elizabeth only child of Philip Miller & lived on land & worked as a blacksmith. Philip Miller left wife Catharine. To settle ownership of land. Orator ask for his rights & of his children all residents of Mont. Co.O. except Jacob, Sally, Elizabeth & Mary, minors, said Elizabeth & Mary born since death of Philip Miller. Philip formerly owned land in Washington Co.Pa. (pg.274)

MILLER, LEONARD & Mary Ann his wife vs Jacob B. John and others 6 June 1831 About 25 yrs. ago David John dec'd. & Benjamin John dec'd. of Mont. Co.O. purchased NE¼ S21 T4 R5E & received Patent 29 Apr. 1814. Agreement that David have 50 acres off E side of ¼ & Benjamin to have residue 104 acres- equal to amount paid on purchase. Benjamin died & by will gave to his widow without having disposed of land otherwise, leaving petitioner Mary Ann, Joseph B., John (minor) heirs to 104 acres. Benjamin John's widow since married to George Parsons. David John died leaving 12 children viz: Joseph R., John of Miami Co., Jacob B., Powell, Bowen, Daniel S., Sarah, Eleanor, Rebecca Clark, Rachel w/o Samuel Bowen, Mary w/o Absolom Mast all of Mont. Co., Samuel John of Tippicanoe Co. & Anna w/o Daniel Williamson of Carroll Co., Ind. & David P. who died intestate without heirs since his father David John died. No deeds had ever been made of the divisions & now ask the courts for clear deeds. (pg.284)

FENN, IRA J. adms. of Christian Weaver dec'd. vs Sarah, Martin, William & Lovina Weaver, George C. Davis, HenrybStoddard & Wm. Eaker. 6 June 1831 Christian Weaver owned 110 acres conveyed by John Weaver 1811 part of S17 T1 R6 Part sold to Wm. Eaker & Abraham Cromer. Left widow Sarah & 3 children under 5 yrs. To sell enough to pay debts & set off dower. (pg.291)

ARNET, PHILIP & wife Christiana vs Henry Jr., David, Daniel, Sarah & Mary Weaver. 1 Sept. 1829 Henry Weaver died summer 1826 & left widow Christiana ■ now wife of Philip Arnet & 5 children: Henry Jr.,14,David 12,Daniel 10,Sarah 8, Mary 6 (see pg.24)

DAVIS, EDWARD & Mary A. vs David T., Jeremiah H. & Joseph Pierce 14 June 1830 Petition for partition Joseph Pierce dec'd tenant in common with James Steele of inlots in Dayton & filed for partition. Henrietta E. Pierce widow of Joseph Pierce & children Mary A. David, David Z. & Joseph & Jeremiah Pierce. Also had tract S27 T2 R6 & part of frac. S28 T2 R6. Lucy Anna Zeigler dec'd one of the heirs of Joseph Pierce dec'd tenant in common wih other heirs in other counties in Ohio & Alexander & wife Maria Grymes filed in Supreme Court in Miami Co. Land part of S31 T4 R2 Hamilton Co. , E 1/2 S36 T9 R4 Miami Co., SW cor S4 T2 R11 Licking Co., NW 1/4 S4 T5 R15 Gallia Co., S19 T2 R8 Wash. Co., S 1/2 S30 T5 R15 Gallia Co. & more in Wash. Co. Mary Davis w/o Edward Davis and heir of Joseph Pierce ask for share. (pg.117)

MARCH TERM 1831

HUNT, JOHN vs Morris Seely, John Anderson, John T. Barr, William Lodwick, Alfred L. Moore & Tisdale G. Eddy 1 Mar. 1830 To clear deed. John Hunt of Fairfield Co. O. had inlot 135 Dayton. Morris Seely gave mortgage deed to John Anderson in Mich. Territory to Tisdale G. Eddy of Pike Co. (pg. 124)

REID, DAVID vs Elizabeth, Eliza, & Henry Regans & Ira I. Fenn adms. of Jeptha Regan dec'd. 1 Sept. 1829 David Reid & John Regan gave bond for Robert Strain Jr. adms. of John Strain dec'd. & filed for recovery. Robert Strain Jr. since dec'd. & John Regans also dec'd. John Regan left widow Elizabeth and 3 children Jeptha, Eliza & Henry a minor. (pg.137)

MOUNT, WILLIAM vs Alexander T. Hays, Henry Bacon, George Newcom, James Hanna exe. of James Hanna dec'd. et al. 1 Mar. 1830. Mount was security for Hanna & Hays had signed his interest to Mount. Hay's had paid Hannah exe. final payment & got deed with title bond. To clear title of lot 251 in Dayton which James Hanna dec'd. assigned S 1/2 to Lot Cooper & still has N 1/2. James Hanna of Miami Co. and left children: James, Thomas, Samuel, Hugh, Joseph Hannah, Martha w/o Andrew Telford, Sarah w/o Harvey Ward, Nancy w/o James Barnet & Elizabeth M. w/o William Cockel. (pg. 143)

BUTLER, SAMUEL vs Christopher Lighty 13 Mar. 1831 Samuel Butler of Miamisburg security for Edwin A. Vickroy. To settle judgment. (pg. 155)

JOHNSON, JOSEPH vs Samuel Boogher & Daniel Boogher 14 Mar. 1831. Judgment on E 1/2 lot 91 & W 1/2 lot 92 Dayton. Samuel had deeded to son Daniel Boogher who was under 21 yrs. of age. (pg. 158)

FRYBARGER, NANCY vs George Frybarger 14 Mar. 1831. Nancy Frybarger widow of Martin Frybarger dec'd. & 1 child who died wihin year after Martin, also had one brother of whole blood

George Frybarger of Ind. Land 134.85 acres off S end NW 1/4 S20 T2 R4 & 58 3/4 acres off end of SW 1/4 same sec. (pg. 160)

DOLLEY, SAMUEL vs David Price & Eli Favorite & wife Rachel. 21 Sept. 1829 Solomon Price father of David Price, Rachel Favorite had purchased property from Charles Soule which was adjudged to be a scheme. Soule left county & Rachel now dec'd. (pg.165) 22

LONGSTREET, SAMUEL adms. of Joel Waggaman dec'd vs Samuel, Emma, Catharine & Elizabeth Waggaman heirs of Joel Waggaman dec'd of Madison twp. 6 June 1831. Petition to convey S1 T4 R5 25 acres sold to Daniel Jaocbs since dec'd. Exe. Peter Detrick. (pg.171)

CLEVINGER, JONATHAN & wife Mary & Sally Clarke vs Anna, Benj., Jesse & Rhoda Clarke. 1 Sept. 1829 Petition for partition N end S 1/2 frac. S13 T1 R7 101.15 acres & lot 37 owned by Jesse Clarke dec'd to him by will of Henry Clarke dec'd. Jesse Clarke left Mary Charles now w/o Jonathan Clevinger & Sally of age, Anna ca 18 yrs., Benjamin & Jesse ca 3 yrs. & widow Rhoda Clarke. (pg.174)

WOLASTON, LEVI adms. of George Wolaston dec'd vs Levi, Susan & George Wolaston minors & heirs. 14 Mar. 1831. To sell lot 101 St. Clair St. to pay debts. (pg.183)

PRESSIL , JOHN et al vs Jacob Huffman et al 14 Mar. 1831 John & Barbara Pressel & Edward Newton filed petition for partition of land of George Huffman dec'd 288 acres in Mont. Co. & 320 acres in Darke Co. Left widow Fanny & children Barbara w/o John Pressil, Elizabeth w/o Daniel Jourdan, Mary Beckner, Susanna w/o Andrew Kiser, Jacob , Catharine (dec'd) Hoffman, Esther, John & Lydia & Fanne (last 3 minors) Hoffman. (pg.186)

FORNEY, CHRISTIAN & wife Magdalena vs Barbara & Samuel Kimmel et al 14 Mar. 1831. David Kimmel dec'd. Magdalena since married to Christian Forney claims David Kimmel not of sound mind when making will. Children of David Kimmel are Samuel, Susannah w/o Michael Beagly, John, David Jr., Hannah w/o David Murray, Lewis & Michael Kimmel all of age & Jonas Kimmel since dec'd leaving widow Mariah & heirs Hannah & Daniel Kimmel minors & widow of David Kimmel Barbara Kimmel. (pg.189)

RIGGS, ELISHA & GEORGE PEABODY vs Joseph Vandevere et al 14 June 1830 Riggs & Peabody merchants with judgment against John McCormick with Martin Shuey security. McCormick failed to appear making Shuey being held responsable. (pg. 193)

BRUMBAUGH, HENRY guard. of Susanna (17 yrs), Elizabeth (14 yrs.)& Christina (8 yrs.) Warner heirs of Andrew Warner dec'd 14 Mar. 1831 Petition to sell land E 1/2 S9 T5 R5 & S9 T5 R5 from his father Henry Warner dec'd & descends to wards of Brumbaugh except dower to widow Susannah Warner. (pg. 208)

SKINNER, ROBERT J. vs George Newcom exe. of William Vanderslice dec'd. 1 Mar. 1830 Judgment & lien on lot 156. Jonathan Stutsman adms. of Peter Lehman seized by mortgage sold to John Lehman who assigned to Timothy Squier, who assigned to Wm. Huffman, then to R.J. Skinner. To clear deed. Heirs of Peter Lehman - Susannah w/o Samuel Boogher, Margaret w/o Daniel Stutsman, Catharine w/o Jonathan Stutsman, Elizabeth w/o William Cox, Mary w/o Conrad P. Dodson, Jacob, John, David & Peter Jr. Lehman. (pg.213)

BAYLES, DAVID of Champaigne Co. vs Mary S.B. Lowry, Harriet S. Lowry & Ann S.P. Lowry heirs of John Smith dec'd. 21 Sept. 1829 John Smith late of Louisanna dec'd owned sec. & 1/2 sec. & 1/4 Sec. of SW 1/2 S1 T3 R11 sold to David Bayles of Butler Co.O. John Smith & Robert Renic bought government land which had not been fully paid & was forfeited. John Smith & all sons & daus. dec'd. without issue except Ann Lowry former w/o Feilding Lowry who died leaving Mary S.B. & Harriet S. & Ann E.P. Loury her only heir & heir of John Smith. To recover 1st payment made to government. (pg.226)

FENN, IRA J. vs Rebecca Clark- widow et al heirs of Andrew Clark dec'd. 1 Sept. 1830 Petition to sell land S7 T1 R5E 129.70 acres. Children: David F., Mary, Eleanor, Samuel B, Daniel, Amos & Ezra Clark. (pg.236)

KERSHNER, DANIEL vs Barbara Wolf, Eve & Barbara Wolf. 14 Mar. 1831. Petition for partition. Frederick Wolf dec'd by will gave to Mary, Barbara, Eve & Elizabeth 100 acres part of NW corner S8 T2 R5 E. Mary Wolf insolvent & share sold to Daniel Kershner. (pg. 237)

WATKINS, ELIZABETH guard. vs heirs of William Watkins dec'd. 14 Mar. 1831 Petition to sell land part NE 1/4 S35 T3 R5- 45 acres. Elizabeth Watkins guard. of her children Jonathan, Clarissa, Phebe & William Watkins born after fathers death. (pg.240)

BAUCHMAN, NATHAN adms. of David Bauchman dec'd vs Charles Bauchman a minor. 14 Mar/ 1831 Had E 1/2 lot 55 Market St. in Harrison, Hamilton Co. O. Wife of David Bauchman died prior to him & left 1 child Charles a minor residing in Penn. (pg.243)

SHANK, JOHN vs Henry Cripe et al petition for partition 6 June 1831. Henry Shank dec'd owned 95.50 acres pt. E 1/2 S13 T5 R4E. Left widow Catharine & children Jacob, Michael, Mary w/o Jacob Cripe, Dolly w/o Frederick Winebright, Elizabeth, Henry, Katherine late w/o Jacob Cripe & John Shank the petitioner. Catherine Cripe dec'd left 4 children Henry 15 yrs., Samuel 13 yrs., Polly 10 yrs., Catharine 8 yrs. There was a Lewis Cripe inserted in one place & left out another. (pg. 247)

WINEBRENNER & wife Barbara et al vs John & Peter Becker,

Solomon Sanford & wife et al. 19 Sept. 1831 petition for partition. Peter Becker dec'd had 60 acres N part SE 1/4 S24 T4 R4 Left widow Elizabeth now w/o Solomon Sanford & 4 children Barbara w/o David Winebrenner, Eliza w/o John McMeans, John & Peter. (pg.251)

WAGGONER, JACOB , Elizabeth Johnson et al vs Edward W. Davis & wife Mary Ann et al. 6 June 1831. John Pierce dec'd 1821 & with Henry Brown had 242 acres 1/2 frac. S1 & 2 T2 R6 & sold to Conrad Kaster now dec'd whose adms. sold 110 3/4 acres to Abraham Kinsey & Jacob Waggoner frac. of Sec. 1. Conrad Kaster dec'd left widow Elizabeth & 10 children- Mary w/o James Stackhouse, Benjamin Kaster, Ruth w/o Ralph Kassel, Conrad, Peter, James J. Kaster, John, Elizabeth, Bathsheba, Rebecca Kaster. Elizabeth the widow married James Johnson & is now divorced by court in Indiana. 123 acres sold to Joseph Pierce dec'd who left children: Ann w/o Edward W. Davis, David & Jeremiah H. & Joseph C. Pierce. Petition for partition so J. Waggoner may have 1/2 of 123 acres. (pg. 255)

ALTICK, PETER vs Daniel Altick et al heirs of John Altick dec'd. Petition for partition 20 Sept. 1830. John Altick Sr. had 100 acres & improvments W pt. NE 1/4 S23 R4 T5. Left 14 sons & daus.: Elizabeth w/o Peter Fisher in Va.Mary w/o Felty (Valentine) Wysong in Preble Co. O., Hannah w/o David Pressler, Catharine w/o Andrew Simon, Polly w/o Jacob Crowe of Mont. Co.O., Daniel, Solomon, Joseph,& Jacob in Va., Abraham residence unknown, Christopher & Peter of Mont. Co.O., John Altick now dec'd and left widow Catharine & children Daniel, David, Mary w/o Joel Brooks, John, Israel & Felty, Peter, Catherine & Betsy minors in Mont. Co.O., and David Altick now dec'd and left Jacob, Polly w/o Samuel Worley & Nancy minor in Preble Co.O. Widow of John Sr. is now also dec'd. (pg. 263 & Vol.A-1 pg.463)

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MARCH TERM 1830

ARNET. CHRISTIANNA late Chrisianna Weaver widow of Henry Weaver dec'd. Ask for dower of 110 acres SW 1/4 S3 T2 R5 32 acres allowed map pg.301. Henry Weaver died summer 1825 leaving 5 children Henry Jr. ca 14yrs, David ca 12, Daniel ca 10, Sarah(Peggy), ca 8, Mary ca 6. Sept.1, 1829 (pg.298 Vol.1 & 300 con't on roll #49

HOLE, DANIEL, CHARLES & JONATHAN , Samuel Potdorff & wife Mary (Hole) vs Ruth Hole (widow), William & Joseph Hole, David Yazel & wife Anna, Samuel Garver & wife Phoebe, Jay Hole (minor), James A. Hole, Samuel, William, Ruth Boulton all minors & Thomas D. Childers(minor) heirs of William Hole dec'd. Petition for partition of 100 acres pt. E 1/2 S25 T1 R6. William Hole dec'd left 9 children & 5 grandchildren & widow. Children were: William, Joseph Hole, Anna Yazel, Phoebe Garver, Jay Hole 18 yrs., all of Fountain Co. Ind., Charles, Jonathan, Mary & Daniel Hole 1/11th share.

Grandchildren: Janney A. Hole, Samuel, William & Ruth Boulton children of Sarah dec'd w/o Wm. Boulton now of Darke Co. O. 1/11th share., Thomas D. Childers only child of Ruth Childers dec'd late w/o John Childers - minor living with his father in Preble Co. O. 1/11th share. (pg.304)

FENN, IRA J. Commissioner of Insolvents vs William Cox, James French, John Speece, Silas McDermod & G.S. Houston. Relief of debt. Each has interest in Inlot 23 Dayton. Cox bought of French & Cox signed bond to John Speece. Cox had erected a 2 story brick house. (pg. 311)

PHILIPS, RICHARD, SAMUEL OCKS, JOHN JOBS, TITUS IVES, WILLIAM DAVIS & Joseph Wolf vs David Warner. Randolph twp. 20 Sept. 1828 Agreement to give deed for right of spring on north side of branch or any spring on Warner farm near his house, to have ditch or lay pipe to town of Union. (pg. 315)

HESS, JOSEPH FREDERICK vs Mary Hess (widow) & John Hess, Mary Bentley, Angeline Hess & Francis Hess heirs of John Hess dec'd Petition for partition. Inlot 45 Dayton John Hess a resident of Upper Canada of full age, Mary Bentley of age, Angeline 18 yrs., Francis a minor all of Mont. Co. Map. 320. (pg. 318)

YOUNT, FREDERICK vs Thomas & Insco Jay, George Sink Jr. & wife Joannah, Samuel Martindale & Moses Teague. Petition for partition 1/4 S6 T3 R6 158.15 acres by patent Feb. 18, 1817. 60 acres sold to Walter D.Jay. Thomas Jay dec'd left 4 children: Rebecca w/o John Miles, Thomas & Insco Jay minors & Joanna w/o George Sink Jr. Dower to Tamer Pierson now w/o James Pierson. (pg.321

LODWICK, WILLIAM of Cincinnati, Hamilton,Co. vs William Bomberger. Bill in equity Bomberger sold 4 acres NW corner out lot 4 Dayton & privilege of cutting mill race through lot 27 in same plat to Morris Seely who then sold to Lodwick & Bomberger had not given deed. (pg.326)

GRAHAM, WILLIAM vs John McGrew - bill in chancery Graham had title o lot 149 in original plat of Dayton from David Symmes 5 Mar. 1808 & John McGrew had judgment against David Symmes in Cincinnati & now deceased and laid claim on lot. (pg. 329)

BROWNING, ISAAC vs Elvira, Julia, Holland, Hannah & Arelius Smith heirs of Josiah Smith dec'd. and Chloe Smith widow of dec'd. For a deed of lot on Perry St. Dayton. Children minors. (pg. 332)

SNYDER, NOAH vs John Kuhns Judgment and Kuhns only asset an interest in lot 68 east on plat adjoing Dayton. Ask for sale of lot to collect debt. (pg. 335, 339)

FENIMORE, JOSEPH S. vs John Kuhns- Judgment John Kuhns only has interest in lot 68 Dayton and ask for debt paid from sale. (pg. 342)

STEELE, JAMES & Horatio G. Philips Exe. of Daniel C. Cooper dec'd. vs John Kuhns. To collect judgment. Has interest in lot 68 Dayton. (pg. 350)

WOLFF, DANIEL vs Christian Sydenbender of Charleston Manor, Lancaster Co. Pa. Daniel Wolff had been an insolvent debter 1817 in Lancaster Co.Pa. & had been a merchant. Store sold 1815- disagreement on debt. (pg. 355)

STEELE, JOHN adms. of JACOB MILLER dec'd. vs Sarah & Daniel Miller & John Sheppart. Jacob Miller had S 1/2 lot 7 & S 1/2 lot 17 Miamisburg, Mont. Co.O. & left Sarah Miller, widow, Daniel Miller his brother, John Sheppart his nephew all of Mont. Co. Petition to sell 2 1/2 lots to pay debts. Lot 7 sold to Joseph Fisk & lot 17 to George Elsman. (pg. 360)

ROHMAN, ANTHONY & ROSINA vs John Miller. Petition for dower. Rosina Rohman -widow of John Miller dec'd. Married 25 Dec. 1828 & he died 1 Jan. 1830 leaving widow & one heir John Miller an infant. Owned lot 87 Dayton. (pg. 364)

BEARD, JACOB - Petition- One of the proprietors of Sunbury in S19 T 2R5 Town laid out about 6 years ago as town has not grown as expected, ask for lots to be vacated & returned for use. (pg. 366)

STRONG, NATHANIEL adms. of Peter Townsley dec'd. vs Margaret (widow), Ocyann 20 yrs., Rosette 15 yrs., Mary 13 yrs., Harriet 11 yrs., Nancy 9 yrs., John 7 yrs., Jeremiah 5 yrs., & Peter Townsley 3 yrs. widow & heirs of Peter Townsley dec'd. Petition to sell land to pay debts. Lot 29 Woodbourne inc. dwelling house, lately occupied as tavern. Left 8 children. (pg. 367)

BROOKFIELD, JANE vs Silas Trembley Bond - had not given deed of mortgage for lot 159 Dayton. (pg. 371)

SHOCK, DAVID & wife Mary, John Deal & wife Susannah, Jacob Weaver & wife Betsy, John Miller vs Abraham Miller, Abraham Horner & wife Hannah, Elizabeth Miller, Moses Miller, Isaac Miller, Henry Weaver & wife Anna. 2 Oct. 1827 Isaac Miller died ca 1817 had land by will left to widow Elizabeth. Left children : Susanna, Betsy, Mary, John, Abraham Miller, Hannah w/o defendent Abraham Horner, Anna w/o Henry WEaver, Isaac Miller & Moses Miller. Petition for share of personal estate. Share paid to children of Moses Miller now dec'd. (pg. 378)

KAYLOR, SAMUEL vs Samuel & Daniel G. Boogher, Henry Bacon, William Sims, George Yater, Daniel La ? , Abraham Huffer, Elias Staley, adms. of Henry Staley dec'd., Timothy G. Bates, Bennett Lewis, Joseph Johnson, Alexander, Jonas Townsley & Abraham Waggoner. Boogher was to give mortgage on land in Dayton E 1/2 inlot 91 Dayton & W 1/2 inlot 92 & had sold lots to the other defendents. (pg. 397)

<u>SEPT. TERM 1832</u>

BOOGHER, SAMUEL vs Horation G. Phillips, & William Baker adms. of John Miller dec'd. Rosina Miller (widow), John Miller infant s/o dec'd. Daniel Boogher father of Samuel Boogher about 1808 disposed of real & personal estate in Maryland where he then resided & left with wife Catharine & only son Samuel (orator) for Ohio & before reaching point of destination died. Property divided 2/3 to orator & mother 1/3. Samuel Boogher returned to Maryland ca 1819 to obtain letters of adms. & collect all money due & divided with his mother giving 1/3. About 1810 or 11 his mother married John Miller now dec'd. The agreement with Miller that her money be laid out in real estate or stock for her use. Bought west side inlot 106 in Dayton. Mother Catherine died ca 1821-22 with no issue. John Miller then married Rosina and had one child John Miller. Charge of fraud as John Miller had deed made to himself & sold lot in Dayton. (pg. 414)

ALLEN, POMPEY vs Valentine Whitehead & Adam Rodebaugh exe. of Adam Rodebaugh dec'd & Susannah Rodebaugh. About 1792-93 Adam Rodebaugh bought orator a slave in Westmoreland Co. Pa. and as a slave lived & worked for Adam Rodebaugh 17 yrs. when Adam moved with family to Mont. Co.O. near Dayton where he continued to work 3 yrs. & Allen then ca 57 yrs. old. Allen while with Adam married Agnes a black woman 1814-15 & Adam made agreement to have a log house on inlot 5 Dayton & to occupy during his natural life & support if unable to work. Adam died about 1830 & his widow ordered Allen to leave house. (pg. 420)

BECKER, JACOB minor by guard. Abraham Keagg vs John Hagan & wife, John Hisson, Samuel & Andrew Becker & others. Jacob Becker of Bedford Co. Pa. files for share of grandfather John Becker Sr. estate being S4 T5 R6. Land conveyed to his children inc. Henry the E 1/2 of section 112.66 acres, to John Jr. part W 1/2 of sec. 62.66 acres, to John Hagan part of sec. 62.66, to Andres part of sec. 118.19 acres, Samuel 16.34 acres, Andrew & Henry minors at time of conveyance & Henry still a minor, balance to Levina, Andrew & David Becker minor heirs of David Becker dec'd., and grandchildren of John Becker Sr. John Becker Sr. gave note to Elizabeth Hisson late Elizabeth Hart, late Elizabeth Becker & w/o John Hisson for $1100. John Becker Sr. died 1824 and left children: Henry, John, Samuel, Andrew, Nancy Hagan, Elizabeth Hisson & grandchildren Levina, Andrew & David children of son David dec'd. Jacob Becker (orator) only heir of Jacob Becker, the 2nd. son of John Becker Sr. Nancy Becker w/o John Hagon & Elizabeth w/o John Hisson says their brother Jacob had lived with Susan Boyer about 8 months before his death & she had a child 1 month before Jacob's death about Feb. 1814 before family moved to Ohio. Nancy married John Hagan about 1817 & moved to Ohio. John Becker Sr. sold land in Pa. to Abraham Keagg & held bond & there was money from settlement of Henry Hart. Elizabeth married John Hisson after death of John Becker Sr. Jacob Becker awarded 1/7th of residue. (pg. 431)

SPEICHIGER, JOHN vs Pleasant & Mary Branum for recovery of debt. Petitioner states he had tract set off for Willima & Isabella Williamson to Hugh A. Dort. 9 1/2 acres & gave mortgage to his mother Mary Branum. (pg. 481)

BOSTWICK, GEORGE T. vs John Corson Petition for partition Mary E. Benton late of Dayton dec'd. & owned inlot 173 on original plat conveyed to Mary E. Benton 1828. She left to grandsons Alexander & John Corson. Alexander sold his half to Bostwick & John Corson is a minor & resides in Miss. (pg. 488)

DEYARMAN, THOMAS & wife Anna of Wayne Co. Ind. vs Mary & Daniel Baxter. Petition for partition. Daniel Baxter died intestate ca 1814 leaving 4 children : Mary (called Melinda Baxter) of Warren Co., Peggy Baxter since dec'd., without heirs, Anna (petitioner), & Daniel Baxter of Montgomery Co.O. Each 1/3rd share. Sold at auction to Thomas John Jr. (pg. 492)

SPENCE, WILLIAM vs James & Elizabeh Spence, Lancaster & wife Jane Fentress, Samuel, Thomas W, Mary Ann P. & Sarah Ann Spence. Petition for partition Andrew Spence dec'd. owned W 1/2 SE 1/4 S5 T3 R6E Butler twp. 80.36 acres. Andrew left widow Sarah Ann (dower), & 8 children: James, Elizabeth, William (petitioner), Sarah w/o James Willson, Jane w/o Lancaster Fentress, Samuel, Thomas W., & Mary Ann P. Spence all of Mont. Co. Last three minors. James sold his rights to petitioner. Sold at auction to Henry Harman. (pg. 498)

ELLIOTT, JAMES vs David Henderson Petition for partition S 1/2 inlot 180 Dayton & lots & parts of lots in Henderson & Elliott subdivision out lot 3,48 & N 1/2 lot 323, 331,328,327. Map pg. 508- 4th & Main St. (pg.505)

STOKER, ISAAC & others vs William Fryback & others. John Fryback died 1831 age 79 yrs. & left bulk of estate to William Fryback & George Fryback ask for will to be set aside. Heirs of John Fryback were Susannah Short, Charity Stoker both now deceased, Nancy Stoker w/o Isaac, Mary Kiser w/o Benjamin Kiser, William & George Fryback, Lydia Fryback (widow). Children of Susannah Short were: Isaac, John, William, George (minor), Daniel & Richard. Children of Charity Stoker: Isaac, Mary, Sarah Jane. (pg. 511)

ZELLER, PETER & wife Catharine vs Elizabeth & Polly Landis heirs of Jesse Landis dec'd. Petition for partition. Widow Frances Landis. NW 1/4 S25 T4 R4E 150.09 acres. (pg. 522)

MARCH TERM 1833

ROBERTS, WILLIAM of Ross Co. vs Martin & Isaac Myers. Roberts had judgment & ask for execution on land of Martin on NW 1/4 S10 T2 R6 which Martin had sold to Isaac Myers of Champaigne Co. Papers served on Myers July 1827 & found he had died & charges amended. Martin a brother & heir of Isaac, another brother Benjamin resides Alexandria, D.C. & a sister

of same place, & 1 sister dec'd. Isaac never married & new charges against William Reed & wife Sarah d/o Martin & John of Ind., & Benjamin residence unknown, heirs of Martin Myers who died ca 1828 & left also daughter Mary w/o Henry Cossler of Montgomery Co. & Nancy Phillips residence unknown. (pg.531)

Petition of guardians of David Z. & Daniel C. Cooper minors of D.C. Cooper dec'd. to sell land. Dayton wanted land for canal & basin on west of town begining Miami Canal. (pg. 553)

BACON, HENRY vs Peter Lehman- foreclosure lot 210 Dayton. (pg. 556)

McKIERMAN, JOHN & wife Lucinda vs Delilah, John S., Samuel & Mary Riggs Jr. & Mary Riggs widow of John Riggs dec'd. Petition for partition of SE 1/2 S10 T2 R6 E by patent. Left widow Mary & 6 children: Lucinda & Delilah of age, John S., Samuel & Mary Jr. minors & Letha since dec'd. leaving 3 children Mary E. Barkshire, Somers R. & Elliott M. Sensery. Father of Somers & Elliott was Isaac K. Sensery. Map pg. 567. (pg.562)

HESS, MARY vs John & Francis Hess heirs of John Hess dec'd. Outlot 45 Dayton bought from D.C. Cooper & both Hess & Cooper dec'd. before deed made. Deed of Cooper exe. made to Joseph Frederick Hess, John Hess, Mary (Hess) Bently, Angeline Hess since married to Stephen Citerons,, & Francis Hess all heirs of John Hess dec'd. Joseph F. Hess had filed for partition in 1832 of lot 28 of out lot for dower. Conveyed to J.F. Hess, Mary Bently, Angelina & John Hess of full age & lives Upper Canada. Francis Hess a minor- to set off 3/5th. (pg.570)

MAY TERM 1833

HOUK, CATHERINE by next friend W.W. Cooper vs Philip Houk, Jno. W. Harries & Oliver Armstrong. Decree of Supreme Court 1829 all of E 1/2 lot 39 Dayton set off as dower in estate of Ezra Smith dec'd., her former husband. She married Phillip Houk & has one child, a son 21 months old. In 1830 he left Sprinfgield, Clark Co. where they had resided & was to return in few weeks. In Jan. she had letter from Cincinnati & has not heard from him since. Possible he went to brother's in Missouri. He had leased her property to Harries. Armstrong was owed money by Houk. (pg.575)

SHORT, JOHN A. & wife Elizabeth vs Calvin & Henry Tegarden heirs of Abraham Tegarden dec'd. & Abraham & wife Rebecca Powers she being widow of dec'd. Petition for partition SE corner S34 T2 R8 133.33 acres. Sold 40 acres off west side leaving 93.33 acres to be partitioned. Abraham Tegarden left 3 children: Elizabeth, Calvin about 18 yrs., Henry about 14 yrs. (pg.582)

MILLS, WILLIAM vs Phillip Alvery & wife Catherine. Mills received deed from Ebenezer Stibbins- Sheriff of Mont. Co.O. for 1/3 part SE 1/4 S18 T5 R6 of 183.46 acres- 1/3 being 61.15

acres. Mortgage given by David Baldwin & wife who had 1/3 part clear title from Jeremiah Burns & wife Mary. The other 2/3 owned by Philip Avery & wife Catherine late Catherine Burns of Ky. & ---Wesler & Nancy his wife late Nancy Burns of Ill., Susan & -- Burns of Va., Zepheriah Burns & Mary Burns of Warren Co. all of legal age, & Washington Burns of Warren Co. a minor all heirs of Jeremiah Burns dec'd. Jeremiah Burns died leaving widow Mary Burns since married to ? Cusick of Warren Co. O. dower of 1/3, Washington H. Burns a minor- guard. R.C. Schenck. map pg. 592. (pg.588)

BROWN, ROBERT PATTERSON vs Henry S. Brown, Eliza Jane Borwn, Catherine P. Irwin & Elizabeth Patterson. Petition for partition lots in Dayton. Will of Henry Brown who died Aug. 1827 left widow now Catherine P. Irwin and intitled to dower & children Henry Lindsey Brown, Eliza Jane Brown minors. Petitioner's grandfather Robert Patterson left will and gave to his dau. Catherine's children E 1/2 of NE 1/4 S32 T1 R7 & 100 acres on west side of Miami River being land settled on by Henry Brown father of petitioner now age 22 yrs., Henry S. & Eliza Jane being hi only children. Robert Patterson left widow Elizabeth intitled to dower. map pg. 601. (pg. 593)

BOWEN, DAVID W. vs Nathaniel Bowen, Abner W. Bowen & Elizabeth Bowen. Petition for partition. Enoch Bowen dec'd. died intestate & owned 238.66 acres E part of NE 1/4 S22 & W part of NW 1/4 S23 T4 R5. He left widow Elizabeth Bowen, 4 sons Nanthaniel W., Abner H., Robert & David W. Bowen of Montgomery Co.O. (pg.603)

VOL.C MAY TERM 1833

MATHEWS, ELIAS adms. of Daniel Keiler dec'd. Petition to convey land E 1/2 lot 198 Dayton to James Riddle. Heirs of Daniel Keiler- Sarah S. w/o Reason Forest, James M. & Daniel W. Keiler minors. (pg. 1)

DILLEY, JOHN et al vs Margaret Knight et al Petition for partition John Dilly & wife Jane & Jordon Knight of Montgomery Co. O. & Nancy, William, Samuel, Benjamin & David Knight of Tippicanoe Co. Ind. Jonathan Knight dec'd. possessed NE 1/4 S5 T2 R8 Wayne twp. & left widow Margaret of Mont. Co.O. & 10 children: Jane Dilley, Jordan, Nancy, William, Samuel, Benjamin, David, Elizabeth of age but an idiot & Thomas C. Knight a minor between 20-21 & John who died since Jonathan leaving 4 children: Jonathan, Hugh, Margaret & Clarissa all minors & reside Miami Co.O. with Stephen Dye. their guardian. (pg.4)

SMITH, OLIVER et al vs John Dodson -Inspector of flour Petition & complaint for a rule. Ask for removal of inspector on grounds ofnot being competent judge of flour, weight or grade etc. (pg.9)

SEPT. TERM 1833

BARR, WILLIAM, John Young & William J. VanHorne vs Eliza C. Lodwick & John Jolly adms. of William Lodwick dec'd. & his heirs. Petitioners are partners & held promissary notes from dec'd. & William & wife. Eliza C. Lodwick gave petitioners a mortgage on lot in Dayton 136 & E 1/2 135. Heirs: wife Eliza C. & children: Mary Jane, Eliza Cornelia, Caroline Louisa & Anna minors. A petition filed in Hamilton Co.O. where William Lodwick resided at time of death & whers adms. of estate was granted. (pg.11)

STEPHENS, BENJAMIN adms. of John Stephens dec'd. vs Jesse Newport & George Shriver. To collect debt from judgment. To attach lands being interest in Sec. 5 T1 R6 title being from Shriver & wife Catherine of Ind. Mentioned Jesse Newport's-son-in-law William Curtis. (page 22)

ROBERTSON, JOHN vs Norman Campbell & John T. Kinnaman. Robertson possessed tanyard, house, stock etc. & being ill rented to Norman Campbell who has not provided security. Lists all the stock. (pg. 36)

GALLAHAN, JONAS of Ind. vs John Gallahan Contract for delivery of building stone & lime to citizens of Dayton from stone quarry owned by heirs of D.C. Cooper & which John Gallahan held sole rights of quarry. Jonas had contract which he charges John had reneged . (pg.46)

SNIDER, HENRY , Joseph Coblentz & wife Sarah, Ann Snider, George McMaken & wife Margaret, Joseph Graham & wife & Elizabeth vs Aaron, George & Mary Snider heirs of Henry Snider dec'd. Petition for partition. Petitioners being children of Henry Snider dec'd who possessed 130 acres E part of NE 1/4 S14 T2 R7. He left children Aaron 18yrs., George 14 yrs., Mary 12 yrs., minors & Henry, Sarah, Anna, Margaret & Elizabeth, each 1/8th. (pg.50)

HART, WILLIAM vs John, Henry, Jacob & David Hart & John Hisson. Petition for partition. William Hart dec'd owned NE 1/4 S8 T5 R5 & by will gave to children of his son Henry who was dec'd. when he made will the land where Henry lived at his death. Henry's left 5 children: petitioner William, John 19 yrs., Henry 17 yrs., Jacob 15 yrs. & David 13 yrs. & John Hisson was their guardian. Henry's widow married ca 1826 John Hisson. (pg. 54)

MILLER, POLLY vs Susannah Witherow. Polly Miller widow of Samuel Miller owner of W 1/2 inlot 186 Dayton by QC from Simeon Broadwell & wife result of judgment. Samuel died in present year and Polly ask for dower. Susannah ask for dismissal as Polly supposedly left Samuel & went to live with Charles B. Clark in Hamilton Co. of who she is now married since filing. (pg.60)

SHIELDS, PATRICK of Preble Co. vs Christian Shively of Madison twp. & Dorotha Cline. The SE 1/4 S29 T6 R4 was sold to Edward Atchinson & Jacob Hedrick of Clay twp. on condition they pay

note from Philip Hedrick to Dorotha Cline & 2 notes to Christian Shively & Atchinson & Hedrick for value received & give title to land. Sheilds states he & wife old and infirm & unable to pay debts & made agreement with his son Jacob Hedrick & son-in-law Edward Atchinson both now reside in Ind. where they moved ca 1830. They were to pay Shively & Cline & build house for orator and wife. (pg. 67)

HECKMAN, DANIEL & John & John & wife Elizabeth Root vs Phebe, Abraham & Catherine Heckman. Petition for partition. Mary Heckman dec'd. possessed NE 1/4 S6 T4 R5 143.73 acres. She left 8 heirs: Daniel, John, Elizabeth w/o John Root, Phebe 18 yrs., Anna 13 yrs., Abraham 17 yrs., Catharine 15 yrs., & Mary 14 yrs. Heckman all minors of Mont. Co.O. (pg.88)

SHOUP, JOEL O. vs Eliza Gallanan heir of Edward Gallahan dec'd. Petition for partition Posseesed SE 1/4 S4 T3 R6E except 67 acres being 100 acres. Left heirs: John Gallahan of age, Mary w/o Joseph Cotrell of age, Eliza Gallahan a minor. John Gallahan & Mary & Joseph Cotrell had conveyed 2/3 rods to petitioner. Edward Gallahan had also left widow Elizabeth Gallahan now married to James Wallace who conveyed her rights to Shoup. map pg. 97 (pg. 93)

HECK, JOHN & Abram, Joseph Miller & wife Judith, John Hartsell & wife Susannah, Peter Moyer & wife Elizabeth vs Peter Elsroth & wife Hannah, Daniel Shidler & wife Catharine, John Miller & wife Mary, William, Peter, Mary & Christian Shanefield. Petition for partition Tract S20 T3 R5 30 acres. Heirs & minor children of Mary Shanefield dec'd. Elsroth, Shively(Shidler) & Miller all non-residents of state. (pg.100)

STETLER, HENRY vs Daniel, Thomas, George., Jacob, & John Stetler, Catherine Lightcap & Elizabeth Bolinbaugh. Petition for partition. Henry Stetler Sr. dec'd. possessed 166 acres S16 T2 R5 Widow Margaret Stetler,& Daniel H., Thomas, Thomas, Catharine, George, Jacob of full age & John 18 yrs. of Mont. Co.O. & Elizabeth Bolinbaugh w/o John Bolinbaugh late Elizabeth Stetler of Ind. all children & heirs of Henry Stetler Sr. dec'd. Henry Sr. in 1807 made bond payable to his father George Stetler & wife Eve & it to be void if he supplies parents with staples- food, flax, etc. (pg. 105)

MARCH TERM 1834

STEARNS, SARAH vs A.C., William & Jenks Brown & Mary Bellville. Petition for dower. Sarah Stearns widow of Orris Stearns dec'd. owner of lot 14 Miamisburg in Daniel Gephart plat & S 1/2 of lot 12 & part SW 1/4 S13 T1 R6 160 acres. Orris Stearns came to Miamisburg ca 1826 & kept a store & a partner with Jenks Brown now dec'd. leaving William & Jenks Brown his heirs (minors). Rachel Brown widow of Jenks Brown resident of Cincinnati, O. Summons was left at her fathers.

Property had been sold by Augustus Brown to Bellville. Petitioner during process of petition married John Derush. (pg. 110)

WAGGONER, BENJAMIN adms. of JOHN ROBERTS dec'd. vs Mary Ann, Alfred & John W. Roberts & John Shroyer. Owned ca 20 acres W part S32 T2 R8 bought of Shroyer & 60 acres W side NE 1/4 S21 T2 R10 inMiami Co. Left widow Mary Ann & 2 children: Alfred Roberts of age & john Wesley Roberts ca 11 yrs. in Miami Co.O. Property has grist & saw mill & 2 houses for mill tenders. To sell to settle debts. Mill bought by William C. Loury. Alfred Roberts dec'd. since last term of court. map. pg.138. (pg.126)

RIDGELY, SARAH vs Isaac L. VanCleve- debt- VanCleve owns 1/2 acre, lot 49 east of Main St. & gave mortgage deed. Property sold to settle debt. (pg.139)

CARRELL, FERDINAND F. & Charles M. Varian vs Mary Clarissa Bently. Mortgage deed on undivided 1/5th part of out lot 45 Dayton. Sold for debt to Stephen Cittone. (pg.144)

ULLERY, GEORGE vs Peter Detrick & wife Catherine. Mortgage deed to George Ullery & Andrew Kritzer lot 21 Liberty, O. Discontinued . (pg. 147)

MORGAN, ISAAC vs Mary Shaeffer, David Emrick & wife Jane, Robert, Sarah, Cornelius & Elizabeth Morgan heirs and Jane Morgan widow of Cornelius Morgan dec'd. Petition for partition 40 acres off North of tract of 60 acres purchased 1817 SE 1/4 S10 T2 R8, 20 acres sold to James Petticrew. Morgan left widow & 7 children: Mary Shaeffer now a single woman, Isaac Morgan, Jane w/o David Emrick of Clarke Co.O., Robert, Sarah, Cornelius & Elizabeth Morgan of Mont. Co. (minors). (pg.150)

WINEBRENNER, DAVID & wife Barbara & John W. Becker vs Peter Becker & John McMeans & wife Eliza, Christian Winebrenner & Solmon Sanford & wife Eliza. Petition for partition. Peter Becker dec'd. owned part S21 T3 R5 170 acres & lots 15,16,40,48,69,75 in Liberty. He left widow Elizabeth now w/o Salmon Sanford, & 4 children: John W., Eliza w/o John McMeans, Peter (minor), & Barbara w/o David Winebrenner. McMeans sold 1/4 to Christian Winebrenner. (pg.155)

SNEPP, JOHN, DANIEL, CATHERINE & LEWIS vs David Bolender. petition for partition. Daniel Snepp dec'd. possessed part of frac of 19 & 20 T1 R6 216 acres. He left 5 children: John, Daniel, Catherine & Lewis (last 3 minors) & William Snepp dec'd after death of Daniel & sold his 1/5th part to David Bolander. (pg.159)

GEPHART, JACOB exe. of HENRY ZEHRING dec'd. vs Jacob & wife

Fanny Eater,(Etter?), Henry & Samuel Zehring et al Petition to sell land for debts. Widow of Henry Zehring since married to Jacob Eater & children & heirs are Henry, Samuel, Catherine, Maria, Elizabeth, David & Susannah Zehring. 75 acres part S 23 T2 R5 of 172 acres sold leaving 97 acres with dower to Fanny Eatter. map pa. 166. (pg. 162)

HOOVER, JOSHUA & wife Catherine of Ind. & Elizabeth Misner vs John, Jacob & Samuel Misner. Petition for partition. Christian Misner dec'd. possessed 82 acres south end of SW 1/4 S12 T4 R4. Heirs: Catherine Hoover, Elizabeth & John 20yrs., Jacob 17 yrs. & Samuel 14 yrs. Misner. 1/5th share. (pg.172)

STEELE, JAMES vs Tisdale G. Eddy & heirs of William Lodwick dec'd. Bill Steele sold to Eddy tract outlot 12 Dayton 9 acres who gave mortgage deed & promissory note. Eddy had not conveyed land to William Lodwick who died 1831 & left minor children: Mary Jane, Eliza C., Caroline L. & Anna Lodwick. (pg. 175)

CORY, THOMAS & David Smith of Clarke Co. adms. of Robert C. Stephen dec'd. of Greene Co. vs Rhoda Stephen, widow, Andrew Stephen & his guardian Samuel Williamson & Elnathan, Ann E. & Hannah M. Stephen heirs of dec'd. Petition to carry out contract. Tract at Mont. Co. conveyed by Margaret Andrews being by Alexander Stephen land 35 acres SE corner S14 T2 R8 & had sold 20 acres to James Andrews of Greene Co. part of Hugh Andrews dec'd. land & purchased of Margaret Andrews. map pg.183-184 (pg.180)

PHILLIPS, H.G. vs Stephen Price, Thomas Price Jr., Edwin Smith, Peter Voorhees, John W. VanCleve adms. of Charles R. Greene dec'd. Stephen & Thomas Price gave promissory note & mortgage deed of all interest for 99 years for use & occupation of water necessary operate pair of mill stone etc. in T1 R6. Stephen & Thomas Price & Thomas Price Jr. transferred their interest in lease to Voorhees, Smith & Greene who is now dec'd & VanCleve his adms. (pg.185)

GEPHART, JOSEPH vs Abner McCortney. Joseph Gephart bought lot 1 in Schenksville & layed out by McCortney. After building a house on lot found McCortney didn't own land & county had layed out plans for road which included 30 feet of west side of lot 1. (pg.187)

GRIMES, ALEXANDER vs John Crowder. Crowder gave mortgage on E part lot 42 Dayton to William Eaker & it was endorsed to Grimes. (pg. 190)

BACON, HENRY vs John Crowder- owner of W 1/2 lot 39 Dayton & gave mortgage for debt owed. (pg. 192)

ALTICK, CHRISTIAN Ex parte- Petition One of children & heir of John Altick dec'd. who possessed 100 acres W part NE 1/4

S23 T5 R4 to be divided with 14 heirs Christian, Abraham, Peter, Daniel named in other petitions each to have $41.29 1/2 & all received share except Abraham held by E. Stibbins, late Sheriff of Mont. Co.O. Abraham's residence unknown & Ch ristian to hold his share in trust. (pg. 193)

JULY TERM 1834

SANFORD, SALMON vs Peter Becker- a minor Petition for partition SW cor S9 T3 R4 43 acres owned by Peter Becker dec'd. He left widow Elizabeth now w/o Salmon Sanford, & 4 children- Barbara w/o David Winebrenner, Eliza w/o John McMeans, John W. & Peter Becker. (pg. 197)

LONG, JACOB, Mary & James Long, Jane w/o David Gephart, Sarah Long heirs & Elizabeth Long widow of William Long dec'd. vs William K., Elizabeth, Susan & Martha Long minor heirs. Tract in Miami twp. NE 1/4 S18 T2 R5 160 acres. 1/9th part & dower (pg.201)

MICHEL, ANTHONEY & Bazel Etter of Ill. vs David & Joseph Etter. Petition for partition Jacob Etter dec'd. possessed NW corner S33 T2 R6 53 1/2 acres. Left widow Fanny Etter who conveyed her dower to petitioner. Jacob Etter left 8 children: Bazel, Jacob, Thomas, Casper, Catherine Davis (widow), Elizabeth w/o Samuel Ewing, Sarah w/o George C. Leichlider & Lydia w/o Ezra Bantz & 2 grandchildren David 5 yrs., & Joseph Etter 3 yrs. heirs of Willis Etter dec'd s/o Jacob Etter dec'd. (pg.201)

SNYDER, JOHN adms. of Reuben Gilbert dec'd. vs Maria (widow) & Mary Ann 15 yrs., Martin 14 yrs., Lewis 12 yrs., Hezekiah 10 yrs., Philip 8 yrs., Elizabeth 7 yrs., Harriet 6 yrs., Maria 5 yrs., Adaline 2 yrs heirs of dec'd. & James Gilbert. Reuben held title bond from James Gilbert for 25 acres NW corner SW 1/4 S30 T3 R5E. Petition to sell enough to pay debts. (pg 211)

BROWN, JAMES vs Benjamin Dutton & John L. Maloy. Brown sold all interest to Dutton in printing office in Dayton & Miami Democrat in Dayton & took bond for payment. Debt (pg.220)

PATTY, MARK of Miami Co. adms. of James Patty dec'd. of Miami Co. vs Thomas Couts & wife Sarah, Samuel Patty, Joseph Hutchins & wife Nancy, Benjamin Iddings & wife Phoebe, William Gregg & wife Rachel, Elizabeth 15yrs., Lot 13 yrs., Hugh Patty 10 yrs. Petition to convey land Mont. Co. 13 acres of N side of S 1/2 of NE 1/4 S32 T3 R6E to George Kritzer & part S 33 T3 R6 48 acres to Elijah Johnson. James Patty left 9 children, 3 of which are minors. (pg.224)

SHEDD, JAMES A. adms. of John Baker dec'd. vs Charlotte Baker widow & John L., William, Juliann & Francis M. Baker heirs of John Baker dec'd. Petition to sell land S 35 T2 R7 -13 acres part of section set off to William Newcom as part of estate of Martha Newcom in equal proportions with 3 other brothers. Left widow Charlotte Baker & John L., William, Juliann &

Francis Baker his heirs. (pg.228)

FAIRCHILD, OLIVER of Cincinnati vs Augustus Newell Verbal agreement of Co-partnership in business of Apothecaries & Druggists in Dayton. For disolving partnership & settle accounts. (pg. 234)

DEACHANT, REBECCA M. vs William Sawyer, John & Peter Treon, David Lesher, Godfrey Hetzel, David Hetzel. Rebecca Deachant widow of Jacob W. Deachant who died 1832 & owned 117 acres in S 25 & frac. S31 T1 R6 deeded from Emanuel Gephart & defendents claim title. (pg.238)

DUTTON, BENJAMIN vs John L. Maloy of Miami Co., James Brown, Richard Disney, William L. Helfenstine, David Cathcart, James Douglas & David L. Davis. Dutton proprietor of 1/2 printing establishment of Dayton Whig & Miami Democrat a weekly & Richard Disney former prop. of the other 1/2 & entire owner after July last. To settle accounts. (pg.240-470)

STIVER, FREDERICK L. vs John Stiver adms. of Casper Stiver Jr. Frederick Stiver claims on agreement with father Casper Stiver Jr. dec'd. & debt owed petitioner. (pg.248)

WOODS, JAMES & James Talbert & wife Sarah vs Hannah & Deborah Woods, George Hunter & wife Martha, John & Mary Woods. John Woods dec'd. late of Penn. & possessed SE 1/4 S29 T3 R 6 -160 acres & left widow Hannah Wood entitled to dower & 6 children: James Woods, Sarah w/o James Talbert, Deborah Woods, Martha w/o George Hunter, John & Mary Woods, minors. Hannah, Deborah, Martha Hunter, John & Mary Woods all of Penn. (pg.252)

THOMAS, EVAN adms. of Abel Thomas dec'd. vs Ruth, William, Isaiah, Mary, Phoebe Thomas, David Jones, Sarah Ann Jones, Philip Farmer, Susannah Farmer, Abel & Elizabeth Thomas. Abel Thomas gave bond to convey to Isaiah Thomas 15 acres E 1/2 of NW 1/4 S2 T6 R4E as soon as he received patent for half 1/4 & died without making deed. Left widow Ruth & children, William, Isaiah, Sarah Ann w/o David Jones, Mary, Phoebe, Abel, Elizabeth, Susannah w/o Philip Farmer all of Mont. Co. except David Jones res. unknown. Abel Thomas bond to convey to Philip Farmer S 1/2 of E 1/2 of NW 1/4 S 10 T6 R4E & 5 acres off N end of half 1/4 to be taken off whole of half 1/4 as soon as patent received. (pg.254 -257 & Vol.D pg.35)

SEPT. TERM 1834

HOFFMAN, ADAM vs Jacob Lips & wife Peggy Petition to have 2/8th of land set off. Adam Hoffman states his mother Margaret Hoffman died fall of 1836 & possessed 112 acres part of E 1/2 S10 T2 R5 middle portion devised to her by will of Henry Null. At her death left husband William father of petitioner since dec'd. in Ind. & 8 children: Stephen of Randolph Co. Ind., Mary w/o John Clark of same state, George & Henry of same state, Betsy w/o James Bruce of Ohio, William of

Madison Co Virginia & Rebecca w/o Jacob Lips of Mont. Co. Adam Hoffman also claims 1/8 share of William Hoffman of Madison Co. Va.& Jacob & wife 1/8th share & 5 shares by purchase of other heirs. map pg. 264 (pg.262)

ARNETT, GEORGE & wife Catharine & Aphia Holler vs Susannah Holler (widow), Nicholas Holler, Daniel Crickbaum heirs of Philip Holler dec'd. Petition for partition 1/4 th share subject to dower NE part S 10 T3 R4E 97 acres. He sold 10 acres to Nicholas Holler, 6 acres to Bickle- 81 acres remaining. Left widow Susannah of Miami Co., 4 children: Catherine, Aphia, Nicholas res. unk., & Susannah since dec'd. leaving a son Daniel Crickbaum a minor of Miami Co.O. Christian Rohrer held rights of water channel from Twin Creek to his mill thru Holler land. map pg.272 (pg.266)

BONNER, SARAH vs George Rowe & Michael Gunckel exe. of John Bonner dec'd., Elizabeth, Margaret, Mary Jane, & John Bonner minor children. Petition for dower. Inlots 34,67,68 Germantown & 2.09 acres S18 T2 R5. Widow resides in house on lot 67&68. (pg.275)

RODEBAUGH, DAVID of Ind. guard. of Susannah Swartzel of Ind. minor 2 yrs. & sole heir of Philip Swartzel dec'd. vs Leah Swartzel widow of dec'd. Petition to sell land W 1/2 of NW 1/4 S 29 T4 R4 conveyed to Philip by Abraham & wife Elizabeth Swartzel. (pg.280)

SNYDER, JOHN vs Lewis & John B. Kroner & Lawrence Knepley. Lewis Kromer & wife Dorothy gave mortgage deed for inlot in Dayton as security for promissory note also gave mortgage to John B. Kromer of Baden, Germany & Lawrence Knepley of Mont. Co.O. Papers served to John B. Kromer by Sheriff of Muskingham, Co. O. (pg.285)

HESSON, ABRAHAM, JOHN, PETER, DANIEL, JACOB, TOBIAS, BARBARA & GROTE vs Joseph Coleman. Hessen brothers & sisters say sister Mary Hesson died 1833 making will in favor of Coleman, no relation & ask to have will invalidated. Abraham & John of Mont. Co.O. others of Frderick Co. Md. (pg.291)

KING, JACOB vs Philip Wolf, Ezra Shinn, John Cox & wife Hepsibah, Hannah Shinn, Thomas Shinn, John White & wife Emily, Margaret Hawkins, Margaret Tilton, Abigal Hawkins, William Hawkins, James Shinn. Philip Wolf & wife Sarah of Ind. intended to convey by deed to Aaron B. Shinn of Mont. Co. since dec'd. land part S8 T2 R5E joining Barbara Wolf land 174 acres 104 perches- filed in deed book K pg. 256-257. Aaron B. Shinn & wife Hannah sold to orator land recorded book L pg.337-338 & Aaron now dec'd. leaving Ezra, Hepsibah w/o John Cox, Hannah, Thomas, Emily w/o John White, Emily Shinn & non-residents Margaret Hawkins, Margaret Tilton, Abigal Hawkins, William Hawkins & James Shinn. To have correct description of land made. In 1826 Philip & Sarah Wolf of German twp. Mont. Co. O. & Aaron B. Shinn of Franklin twp. Warren Co.O. when deed was made said there was 170 acres 2

rods 16 1/2 perches & same in deed of Aaron & Hannah to Jacob King. map pg.301 (pg.295)

HOLDERMAN, JACOB vs John Caylor & others. John Caylor dec'd. left to wife Salome dwelling house & to raise younger children for 12 yrs. then to receive 1/3rd. He left children: John, Jacob, Peter, Samuel, Daniel, Joseph, David, Abraham, Elias, Isaac, Henry & Michael Caylor & Mary w/o Abraham Westfall, Elizabeth w/o David Overholser, Catharine w/o Peter Wolf, Phebe w/o Jacob Holderman (petitioner) & grandchildren heirs of Magdalena Lesly dec'd. d/o John Caylor dec'd. & w/o David Lesly (she is also listed as Elizabeth). Grandchildren: Catherine w/o Henry Resor, Phebe w/o Christian Foglesong, Elizabeth, Joseph, Christian & Abraham Lesly last 3 minors, and Michael Caylor s/o dec'd. a minor. Peter Wolf husband of Catherine Wolf now absent for more than 6 yrs. res. unk. Petitioner in 1832 agreed to purchase whole amount S13 T3 R5E- 243acres 50 perches. (pg.306)

GITHENS, ELIJAH H. of Preble Co. vs Robert Skinner & Joshua Boucher. Skinner & Boucher layed outlots in Dayton & Githens to buy lot 9 & have 2 brick houses 2 stories high erected & there to be passage to canal in one year. Githens bought lot & partners failed to furnish material for houses etc. (pg. 320)

PIERCE, DAVID Z. vs Jeremiah K. Peirce & other heirs of Joseph Pierce dec'd. Petition for partition Oct. 10, 1834. James Steele petition for partition with David & Jeremiah Pierce, & Joseph Pierce brothers & sister Mary A. Davis were defendants as heirs of Joseph Pierce dec'd. Frac. S27 T2 R6 & part frac S28 T 2 R6 of which Steele had sec. partition of inlot 203 & N 1/2 lot 180 Dayton & inlot 133. Petition of lot in 5 equal parts by Trustee of Presby. Congregation of Dayton beginning S21 T2 R6 200 acres & lot 6 & other land. Henrietta E. Pierce widow of Joseph Pierce dec'd. her dower out of lot 6 & part lot 13. In Miami Co. Supreme Co. July 1824 petition of Alexander & Maria Grimes filed for partition with Joseph Pierce dec'd. heirs were defendants 60.22 acres S31 T4 R2 Hamilton Co. & 320 acres in E 1/2 S36 T9 R4 Miami Co. & 236 acres SW 1/4 S4 T2 R4 Licking Co. & NW 1/4 S4 T5 R15 160 acres in Gallia Co. & 3 acres in Ohio Co. ? in S19 T2 R8 Wash. Co. & other land in this Co. Edward W. & wife Mary A. Davis d/o Joseph Pierce dec'd. filed for partition. Steele & Joseph Pierce co-owners of W 1/2 lot 178 & outlot 8 in S5 T1 R7- 10 acres which ad not been in the other partition. Heirs of Joseph Pierce being Jeremiah H. Pierce, Joseph C. Pierce minors, & Edward W. & Mary A. David,& David Crane Pierce. Division pg. 333,334 & map 335,336 (pg.325)

HECK, DAVID adms. vs Lewis & Sarah Cartwright & Warren Estebrooke. Petition to sell land of James Cartwright dec'd. lots 2,15,16 in Salem & gave promissory note to W. & F.C. Estabrook. He left widow Sarah, one son Lewis his only heir about 2 yrs. (pg.339)

CONOVER, SUSAN L. vs Peter P. Lowe Petition for dower- widow of Joseph H. Conover died 6 Sept. 1833 & owned N 1/2 inlot 205 Dayton & sold 1/2 lot to Peter P. Lowe & widow had not signed away her right of dower. (pg. 346)

FEB. TERM 1835

ZEDIKER, JOHN vs Catherine Miller, Daniel, John Jr., Jacob, Sally, Elizabeth Jr., Mary last 4 minors,& Elizabeth Zediker Sr. & George Platter & wife Catherine. Petition had filed 15 May 1830 for claim on part SW 1/4 S22 T2 R8. Philip Miller dec'd. abtained money to make payment on land from orator. (pg.356)

BEITZ, GEORGE vs Daniel, Catherine, John, Henry, Jacob,George & Rosanna Wolff last 3 minors. George Beitz of Lancaster Co. Pa. had judgment on Daniel Wolf of Mont. Co.O. Debt by bond dated June 13, 1814 & Daniel Wolff moved from Pa. 1816 & in 1817 purchased N 1/2 lot 80 Dayton & erected large brick house which he conveyed to Abraham Darst for debt & after debt paid land deeded to the defendants except Daniel. All of Mont. Co.O. & to children of Daniel Wolff. Daniel Wolff now dec'd. & adms. James Shedd named defendant. 8 Sept. 1831 (pg. 363)

JANUARY, JOHN M. & Clementina Machir adms. of Henry Machir dec'd. vs William Machir & Thomas M. Hardcastle. Henry Machir dec'd. of Mason Co. Ky. William Machir of Mont. Co. O. & Henry Machir dec'd. of Mason Co. Ky. co-partners in mercantile operation and agreement made at Ripley to have store moved from Ripley to Dayton, Mont. Co.O. Petition to settle accounts which are all listed. (pg. 372)

Schultz, CONRAD vs Jacob W. Decatur, Frederick Koning, Lewis, Myers, Dr. John Treon , Daniel Stettler, Andrew Gephart, Frederick Hubler, Benjamin Emert, Tobias Whitesell, Daniel Gephart, Jacob Kerger, Michael Hubler, Henry Jacoby, Michael Hilegas, Martin Shewe Jr., Jacob Gephart, Michael Kilheman(Katherman),Christopher Shubert, Daniel Miller, Abraham Punsious (Pontious), William Stettler, exe. of William Long dec'd., exe. of Henry Zehring dec'd., heirs & representatives of Jacob Baum dec'd., & heirs of John P. Dechant dec'd., Conrad Schulze of Baltimore, Md., Jacob W. Dechant of Pa., Frederick Koning & Lewis Myers of Md. Preacher Jacob W. Dechant & wife Rebecca Maria gave mortgage deed for NE 14 S36 T3 R3- 150 acres to James Drake, also to Martin Linsey of Ind., & Henry Jacoby of Butler Co. O. Dechant had given all assets to others & they were to collect debts, sell land & settle debts after agreement with Conrad Schultze. He had certificate from land office for land in Preble Co.O. , also in Mont. Co., Butler & Ross Co. Since suit began Jacob W. Dechant died in Pa., & left children in Pa. & George Foust & John Hubert named as defendant & Louisa Dechant adms. of John Peter Dechant dec'd. also defendant. 40 (pg. 403)

BROADWELL, EPHRAIM vs James H. Handsford. Hansford? came to Dayton & claims to be owner & legal propoietor in Ohio of a machine for washing, known as "Revolving Steam Washer" & orator with J.H. Williamson purchased rights to sell machine in Guernsey, Harrison , Tuscarawas & Ashtabula Co. Claim of fraud. (pg. 432)

CONOVER, ELIZABETH & Daniel Deardoff exe. of Isaac Conover dec'd. of Warren Co. died winter 1833-34 vs heirs of Isaac Conover. Owned E 1/2 lot 256 Dayton & sold same to William Hart. To complete contract & give deed for lot on agreement of Isaac Conover of Butler Co. to William Hart of Dayton. Isaac Conover left heirs: Thomas J., David, Deardorff, Hannah C.,& Margaret J. Conover all minors of Butler Co. O. (pg. 436)

SHARTLE, GEORGE & wife Nancy vs David Zeigler Cooper & Daniel C. Cooper heirs of D.C. Cooper dec'd. D.C. Cooper died & had authorized Barnhart Speck father of Nancy Shartle to possess W 1/2 lot 125 Dayton for life & title to go to Nancy. Speck died Sept. 1833. Petition for deed. (pg.439)

TOWMAN, SARAH & others vs Polly Bailey alias Polly Towman, Abraham Darst & others. Valentine Towman dec'd. Sept. 1824. To determine rightful heirs. Valentine married Cassandra Root & had 4 children: Samuel, William, Susan w/o Isaac Stiver & Elizabeth w/o Charles Eckhart. Cassandra died & he married Sarah Dustine now Sarah Towman in Bucks Co. Pa. about Jan. 1804 & divorced Bucks Co. Pa. Mar. 1818 & their 4 children: Abraham, Rachel w/o Charles Moore, Hannah w/o Henry Smith, & Catharine w/o ? · Valentine left wife Sarah in Pa. about 1816 & went to western country with Polly (Mary)

Lookins (now dec'd.) and had 2 children: Lavinia & Lydia minors- guard. Jacob Weaver. In Aug. 1822 Mont. Co. married Polly Bailey & had 1 dau. Priscilla- a minor. Polly Bailey since Valentine's death married Reasin Ross of Butler Co.O. Abraham Darst adms. All children received a share & Polly Bailey dower. (pg.442)

McELHANEY, ROBERT SR. of Mont. Co.O. dec'd. land SW 1/4 S17 T2 R6 except 8 acres of NE corner- 147 acres. Petition for partition. Left widow Jane McElhaney, Andrew K. of Mont. Co.O. Margaret w/o John McCleary of Ind., Jane w/o James King of Ind., Thomas R. minor of Ind., Wilson K. minor of Mont. Co. O., Samuel a minor of Mont. Co., Celia widow of Robert Jr. & thier dau. Jane a minor of Mississippi. Petitioners John W. McElhaney of Warren Co. & Moses McElhaney of Ind. & William Barnett & wife Julian of Mont. Co. O. also heirs. map pg.457 1/10th share. (pg.453)

CLARK, JOHN & Rebecca by Samuel Hagon next friend vs Ira J. Fenn & John Keiber & heirs of Andrew Clark dec'd. John & Rebecca Clark minors heirs of Henry Clark Jr. dec'd. whose adms. were Andrew & Jesse Clark who gave note & executed mortgage for undivided 1/2 of 4th 1/2 S7 T1 R6. Jesse Clark now dec'd. & adms. is John Keiber & Andrew Clark now dec'd. & adms. is Ira J. Fenn. Andrew Clark left children: David, Mary, Eleanor, Samuel B., Daniel J., Amos & Ezra Clark all minors. Petitioners are grandchildren of Henry Clark Sr. Henry Clark Jr. left a widow who also received a share. (pg.460& 501)

NEWMAN, JACOB R. of Mont. Co. & James L. Newman of Butler Co. vs Joseph H. & John L. Newman, Absalom Thomas & wife Elizabeth, Jeremiah Collins & wife Rebecca, Mary F., Eve, Ruth & Mark A. Newman. Petition for partition. Thomas Newman died 1833 & possessed land in Sec 11 T 5 R5E Butler twp. of 190.24 acres. The NE 1/4 by patent & some by purchase of Daniel Hoover & Joseph Kessler & Noah Hoover. He had paid for 4.32 acres from Daniel Hoover & 17.40 acres of Kessler with water rights. Thomas Newman had farm of 212 acres & left 10 children: Jacob R., James L., Joseph H. of Carroll Co., & JOhn L. Newman of Wayne Co. both in Ind., & Elizabeth w/o Absolom Thomas of Greene Co. Rebecca w/o Jeremiah Collins, Mary F., Eve, Ruth & Mark Newman minors of Mont. Co. (pg. 476)

COMPTON, JOHN vs Jonathan Harshman. John Compton owned 418.52 acres part S14 T2 R8 & part S13,18,19,& 7 T2 R7 & Harshman entered Sec. 18 & cut timber. Harshman claims title from Isaac Spinning dec'd. To decide division line between property. (pg. 485)

SOURBRAY, MARY, MARGARET E., CATHARINE, SOPHIA, ANN ELIZA, SARAH BELL & GEORGE WILLIAM vs Jacob Worman & Samuel Shoup. Complaint- that Worman sold to William Sourbray 1/4 part lot 91 Dayton. Petitioners all minors by friend Solomon Lehman - all heirs of William Sourbray dec'd. William

Sourbray had erected house & log stable 1815 & lived there till death une 1830 & Worman sold part of lot to Shoup. (pg. 491)

FENN, IRA J. adms. of ANDREW CLARK dec'd. vs Hannah, John & Rebecca Clark. Complaint- Henry Clark Sr. in 1819 owned part of frac. 8 & part S7 T1 R6E -110 acres which Henry Clark Jr. occupied till his death & his widow & children occupied since & also owned lot 3 of frac. S13 T1 R7 total about 500 acres. Henry Sr. left widow Julia Ann & left land to 3 sons Jesse, Amos, & Andrew Clark & the two children of Henry Clark Jr. dec'd. being John & Rebecca Clark equally. Henry Jr. children to have 110 acres where they lived with Henry Jr.'s widow Hannah Clark. Agreement made to pay Julia Ann Clark for her dower rights & asks for Henry Jr. children to pay their share. (pg.501 & 460)

FRYBARGER, GEORGE of Ind. vs Nancy Frybarger & John Jenkinson. Martin Frybarger dec'd. owned 134.85 acres off S end of NW 1/4 S20 T2 R7 & left 1 child his sole heir, an infant dau. who died within 1 yr. of death of Martin & orator only brother of Martin of whole blood. Martin left widow Nancy Frybarger who had dower set off of 72 acres 6 poles 22 1/2 links. Orator charges Nancy with cutting timber & destroying woods. Martin inheirted part of land from his father Geroge Frybarger dec'd. also the father of plaintiff. George Sr. had son Valentine Frybarger & dau. Anna w/oDaniel Eckman who are by a wife other then mother of Martin dec'd. & George (plantiff). Valentine & Anna of half-blood. (pg. 510)

BRANDENBURGH, JACOB vs Benjamin Coffin, Richard Jones & Joseph Nieswander. Complaint- error in deed Benjamin Coffin (believed dead) sold to Richard Jones now a resident of Butler Co. tract in S29 T3 R6 -30 acres- then sold to Joseph Nieswander of Ind. then sold to orator. map pg.522 (pg.519)

EDMONDSON, EDWARD vs Timothy Squier, H.G. Phillips & Samuel Hanes. Complaint- Timothy Squier had given mortgage deed to Phillips & Hanes of tract. Timothy Squier & wife Rebecca gave deed part of SW 1/4 S27 T2 R7 54 acres. (pg.524)

COVENHOVEN, MARY vs Daniel Troyer & Thomas C<u>oen</u>haven. Complaint In Supreme Court Thomas Covenhaven (Conover) of Ind. petitioned against Mary for divorce & had not paid her support & alimony. States he sold real estate in Mont. Co. S 1/2 of NW 1/4 S3 T2 R7 -80 acres to Daniel Troyer & she had not released her dower. (pg.529)

POTTER, BENJAMIN of Butler Co. , Lutton VanPelt & Philip K. Landes both of Ind. vs Ira J. Fenn & Eliza Varian- Complaint To have lot sold to satisfy notes due. Charles M. Varian dec'd. of Mont. Co. owned lot 126 Dayton & deed of mortgage conveyed to complainants. Charles W. Varian will was probated 1834 & left widow Eliza Varian now of Hamilton

Co. & Ira J. Fenn his exe. (pg. 533)

RENCH, JOHN vs William Cox, John Kerr Jr. & James Brown. Complaint John Rench had received from Abraham & Isaac Brandy (men of color) a judgment they had against William Cox. William Cox possessed 30 acres 12 poles on Springfield Rd. & sold to John Kerr Jr. his son-in-law. James Brown was Sheriff. (pg. 536)

SQUIER, TIMOTHY vs William Cox Jr. & James Brown. To recover judgment- see above case. (pg. 538)

BRADFORD, TRYPHENA vs George G. & John Bradford & other heirs of David D. Bradford dec'd. Petition for dower. Tryphena widow of David D. Bradford dec'd. who owned 80 acres off S side of SE 1/4 S29 T2 R6 and leaving brothers & sisters, nephew & niece his heirs. George G., Samuel C., John & William Bradford, Mary w/o John Bigger, Margaret w/o Joseph Bigger, Allen Bradford all brothers & sisters of dec'd. His brother James Bradford dec'd. & left 2 children: Mary Bradford & William Bradford Jr., minors. Also had land SW 1/4 S27 T2 R7 27 acres & to complete deed to Jonathan & Elizabeth Lantz. (pg.541, 602)

MACY, ANNA vs John Macy Complaint To receive dower. Anna Macy widow of Thomas Macy dec'd. who owned N 1/2 of NW 1.4 S1 T5 R5 Butler twp. He left 10 children: Mary w/o Walter D. Jay, Thomas, John, Paul, Jonathan, Aaron, Elizabeth w/o Davis W. Thayer, Lydia w/o Ichabod Thayer, Nancy w/o Benjamin Pearson & Phoebe w/o Gardner Mendenhall & John Macy who had purchased all the other shares. (pg. 543)

JULY TERM 1835

STODDARD, HENRY guard. of son Asa P. Stoddard minor age 12 yr. 25 Sept. 1834. Petition to sell land. Col. Robert Patterson by will gave to grandson Asa Stoddard s/o dau. Harriet 50 acres in SE corner S6 T1 R6. Stephen Whicher Jr. & wife Mary E. (one of the children of Margaret Welch named in said will) filed in Chancery against Henry Stoddard & others. Asked for survey. (pg. 546)

KEMP, ISAAC vs William & Elizabeth Luman & Lewis Kemp. Complaint Lewis Kemp owned part NE & SE 1/4 S22 & 23 T2 R7 130 acres & permitted his son Joseph Kemp to occupy said land & promised deed. Joseph Kemp died 1824 leaving widow & several children. Jacob Herring father of widow Elizabeth Kemp Jr. agreed to advance money for claims for estate for deed to be made to Elizabeth Kemp except for 1 acre for school house & graveyard. Isaac Kemp adms. of Joseph Kemp dec'd. says money collected paid to Lewis Kemp who has held money & James Lowry has judgment on estate & ask for sale of land enough to satisfy creditors. Elizabeth Kemp widow now w/o William Luman. (pg. 551)

SMITH, GEORGE W. & WILLIAM EAKER of Dayton & Lowman L. Hawes

of Maysville, Ky. vs Horatio G. Phillips & David Reed. Petition for partition Petitioner & Phillips tenants in common of lot 62 Dayton. Lowman L. Hawes died 1832 & his heirs made a party to petition being: Margaret Hawes 9 yrs., Lowman Hawes 6 yrs. of Maysville, Ky. (pg. 564)

LEYDENBENDER, CHRISTIAN of Pa. vs David, John L., Catharine, Henry, Jacob, George & Rosannah Wolff - Complaint Christian Leydenbender had judgment against Daniel Wolff who had contract for purchase of lot 111 in Dayton except 10 ft off E side & had the name of his son John L. Wolff substituted & John L. Wolff conveyed 5 undivided 6th part of lot to Catharine, Henry, Jacob, George & Rosannah Wolff last 3 minors children of Daniel Wolff. Daniel Wolff states the children paid for lot & he & wife lived with children. Goods and chattel of grandmother gave to Daniel Wolff who in turn devised to his children. Grandmother had paid for part of said lot. Daniel Wolff died 1834. (pg.575)

STODDARD, HENRY & PHILIP HEDRICK S. vs George & Benjamin Haffner- Complaint George Haffner owned by land office certificate E 1/2 SE 1/4 S29 T6 R4 & sold to Philip Hedrick of Clay twp.(plaintiff) in 1829. Claims after he got title from land office he assigned it to his brother Benjamin Haffner of Frederick Co. Md. who received patent in 1830. Plaintiff had cleared land & built house. George Haffner of Sunbury, Mont. co. O. & Benjamin Haffner to give deed. (pg. 583)

STOKER, WILLIAM vs Joshua Morgan & wife Lydia, Carman Keiser & wife Mary, Peter R. Fox & wife Elizabeth, George R. Stoker, Benjamin Keiser & wife Susannah, Isaac, Massy, Sarah Jane, Charity Stoker & other heirs of Jacob Stoker dec'd. & July Ann,widow. Petition for partition E 1/2 NE 1/4 S22 T3 R6 Butler twp. 80 acres. Left widow Julian Ann Stoker & children William (petitioner), Lydia w/o Joshua Morgan, Elizabeth w/o Peter R. Fox, George B. Stoker, Isaac Stoker 18 yrs., Massy Stoker 15 yrs., Sarah Jane 11 yrs., Cherity 4 yrs., & infant dau. born 7 or 8 days since as yet unnamed all of Mont. co.O. Also Mary w/o Carmon Keiser & Susaannah Keiser w/o Benjamin Keiser who live in Shelby Co.O. daughters of said Jacob dec'd. Julia Ann widow now married to Lewis Whisman 1/11th part. map pg. 609 Dower set off & balance sold. (pg. 605)

SHEDD, JAMES A. adms. of JOHN BAKER dec'd. vs Charlotte Baker (widow), John L., William, Juliana, Frances M. Baker minors children of John Baker dec'd. Petition to sell land to settle debts. SE 1/4 S34 T2 R7 5 acres plus. (pg.614)

CHANCERY RECORD VOL. D 1835-37

JULY TERM 1835

MILLER, JOHN of Miami Co. vs Stephen, Jacob, Samuel, & Abraham Miller, John Boogher & wife Elizabeth all of Mont.

Co.O. David Miller of Elkhart, Ind., Daniel, Abraham 2nd. & wife Magdalena, Nancy, David 2nd. & Elizabeth Miller. Petition- Daniel Miller of Mont. Co. dec'd. owned 40 acres off S side SW 1/4 S26 T5 R4 adjoining 100 acres Daniel dec'd. sold to his son Jacob Miller. Daniel Miller dec'd. left 8 children: John, Stephen, Jacob, Samuel, Abraham Miller, Elizabeth w/o John Boogher of Mont. Co.O., David Miller of Elkhart, Ind., Isaac Miller late of Darke Co.O. dec'd. who left 5 children: Daniel Miller, Magdalena w/o Abraham Miller 2nd., Nancy & David Miller 2nd., & Elizabeth Miller last three minors who reside Elkhart, Ind. Samuel Miller is an idiot & Jacob Miller his guard. & Jacob's share forfeit according to terms of agreement for 100 acres, leaving each 1/7th share. Sold to eter Hoffman. (pg.1)

TAYLOR, CHRISTOPHER vs George Rickstine & George Castator. Complaint George Rickstine owned & gave mortgage for pt. NW 1/4 S11 T3 R4 -4 acres 114 perches & then sold to George Castator. Land ordered to be sold. (pg.7)

GUNTLE, JACOB vs George Guntle, John Snively, John Snively Jr., Elizabeth, Jacob, Julian & Philip Snively, John & Peter Guntle. Petition for partition. Philip Guntle dec'd. father of orator whose will was probated Dec. 1807 & made provisions for support of his wife Julian. Owned 160 acres NW 1/4 S30 T4 R4E & resided there till 1830 when she died. Philip left heirs Jacob (orator), George, Peter & John Guntle,& Margaret w/o John Snively since dec'd. leaving husband & children: John, Elizabeth, Jacob, Julian & Philip Snively, last 3 minors. George & Jacob Guntle to keep land after appraisement of men chosen by children of Philip. George, John & Peter (youngest son)Guntle & John Snively reside in Ind. will pg.12 (pg.11)

PATTERSON, JEFFERSON vs Francis Patterson, John Goodlett & wife Rebecca, John Steel & wife Jane, Samuel Caldwell & wife Margaret, Lindsey McConnell & wife Mary, Robert Hamill & wife Elizabeth, Robert Patterson Nisbet, Charlotte A. Nisbet, Harriet Nisbet, Catharine P. Irwin & Asa Stoddard. Petition for partition. Jefferson Patterson with brother Robert L. Patterson owned 590 acres pt S2 T1 R7 & S32 T2 R7. Other brothers and sisters- Rebecca Goodlett of Bardstown, Ky., Margaret Caldwell of Warren Co.O., Catherine P. Irwin of Dayton,O., Jane Steele of Ky., Francis Patterson of Mo., Asa P. Stoddard- minor & only son of Harriet Stoddard now dec'd. & d/o Robert Patterson dec'd. & sister of Robert L. Patterson and children of Elizabeth Nisbet now dec'd. sister of Robert L. Patterson dec'd.viz: Robert P. Nisbet of Preble Co.O., Mary McConnell if Ind., Elizabeth P. Hamill of Ind., Jackson Nisbet of Preble Co., Harriet Nisbet, Rebecca Nisbet, Charlotte A. Nisbet minors. Henry Stoddard guard. of minors. map pg.23 (pg.17)

BROADWELL, EPHRAIM adms. of DANIEL STUTSMAN dec'd. vs widow & heirs of Daniel Stutsman dec'd. Petition to sell land to pay debts N 1/2 of E1.2 inlot 52 & interest in middle 1/2

lot 51 Dayton..Left widow Margaret Stutsman & Grove, Peter, Harriet, David, Isabella, Mary Ann minors. (pg.25)

DAVIS, WILLIAM of Hamilton Co.O. & others vs Robert Alexander & Charles Ritcher- partners. Complaint of debt for kegs of pork barrels- dismissed. (pg. 36)

MORGAN, JOHN B. & JOSHUA vs Reese Morgan Petition for partition. John & Joshua's father Samuel Morgan dec'd. had owned 150 acres S33 T2 R8 & devised to 3 sons John B., Joshua & Reese Morgan to be divided equally & sons to pay to daughter (eldest) Polly Mason, 2nd. dau. Ann Ox, 3rd. Peggy Morgan, 4th Nancy Morgan, 5th Eda Morgan, 6th Marlena Morgan. William & Polly Mason reside Crawfordsville, Ind., Ann w/o Phillip Ox, Peggy Johnson formerly Morgan w/o Daniel Johnson, Nancy w/o Jacob Ox, Marlena Morgan 14 yrs., Patty Morgan 10 yrs., all of Mont.Co.O., & Ede Morgan 15 yrs. lives with sister Polly Mason in Ind. R.C. Schenck guard for Reese Morgan- minor. Dismissed (pg.42)

HARSHBARGER, JONAS adms. of Eva Jacobs dec'd. vs Barnard Mohr & wife Mary. Complaint Will of Eve Jacobs had loaned to Barnard Mohr who gave promissory note & gave mortgage for lot 15,16 & 17 Chambersburg & had no claim on lot 16 & 17 & has lot 14,15 and gave mortgage on lot 14. Dismissed (pg.44)

WOLF, JOSEPH adms. of Richard Phillips vs Elizabeth, Homer & John Phillips Complaint Richard Phillips owned lot 40 & back of lot 65 in Union, Mont. Co. O. & left widow Elizabeth Phillips & 2 minor children: Homer 6 yrs. & John 4 yrs. who live Franklin, [illegible]en Co. O. Dower to be set off & balance sold for debts. Dismissed. (Pg. 46)

BRADFORD, JOHN adms. of SAMUEL MANNING dec'd. vs Hannah Manning (widow), George Bowser wife Elizabeth, Eli Snider & wife Barbara, Jacob Shill & wife Nancy, John D., Jacob & Mary Manning, William Hardin & wife Martha, Sarah Samuel Manning heirs of Samuel Manning dec'd. Petition to sell land to settle debts. S22 T2 R7- 7 acres & pt. NE 1/4 S25 T2 R7 -8 acres. Left widow Hannah & children: Elizabeth w/o George Bowser, Nancy w/o Jacob Shill, Barbara w/o Eli Snider, John, Jacob & Mary Manning, Martha w/o William Hardin, Sarah & Samuel Manning all of Mont. Co.O. except George & Elizabeth Bowser. Sarah & Samuel Manning- minors. Dower 4 acres with house & buildings map pg.59 (pg.54)

HUSTON, JOHN vs Henry McGrath & heirs of Alexander Huston dec'd. Petition for partition To set off 2 shares. John Huston owned Samuel's share. Henry Stoddard had shares of many of the heirs. map pg.80 Alexander Huston owned S 1/2 S30 patent 1806 & w 1/2 S30 patent 1812 T2 R6 whole of S30. Left widow Mary Ann (since married to Henry MCGrath) and children (12-10 living):1. Edward (21yrs. old 1794)to have 50 acres for staying with father & his father died while he was on duty in late war. 2. Samuel- resided Shelby Co., 3.

Rebecca Johnson resided Clarke Co.O., 4. Mary Roberts dec'd. since filing resided Union Co.O. & left 10 children: Elizabeth widow of James Russel, Eleanor w/o John Marquis, Margaret w/o John Jolly all of Union Co. O., David Croy of Franklin Co.O., Andres whose wife is Susanna Oswald an heir of Sarah Oswald, Jacob Croy of Ind., Richard Croy of Portage Co.O., Mathias Croy, Sarah w/o John DeLong, since dec'd. & left 9 children & resided Harrison Co.O. viz: Solomon, Nancy w/o Elias Chambers, Mathias of Union Co.& John of Jefferson Co.O., Jesse, Sally Ann, Abraham, Andrew & Rebecca all except first 3 minors & Rebecca w/o John Stoner residence unknown. 5. David, 6. Rachel McClish of Starke Co.O. 7. Sarah w/o Jacob Oswald Sr. resided Starke Co.O. since dec'd. & left 13 children: John, Samuel of Carroll Co.O., Margaret w/o Thomas Gradon of Jefferson Co.O., Martha w/o Daniel Wymer of Seneca Co.O., Sarah w/o Peter Waggoner of Va., Joseph, Jacob Jr., Michael, Susanna w/o Andrew Croy (heirs of Mary Roberts dec'd.), Catharine, Elizabeth w/o Thomas Simonton, Mary w/o Jacob Shoe Rebecca w/o David Huston (heir of Alexander Huston Sr. dec'd.). 8. Andrew now dec'd. left 7 living children, 2 dec'd. : John of Richland Co.O., David of Columbia Co.O., Andrew, Eleanor w/o William Garey, Drucilla w/o Hugh Cowan all of Bedford Co.Pa., Mary Miskelly- widow called Mary Collins of Allegheny Co. Md., Rebecca w/o Jacob Blucher & Hannah w/o Peter McCleary now dec'd. & left 2 children: Rebecca & John McCleary all of Allegheny Co.Md., & Sally w/o John Tomlinson now dec'd. & left 5 children: Emily, Jesse, Andrew, John Jr. & William. 9.Catharine w/o Dominick McGrath since dec'd. & left 11 children: William, Sarah w/o Josiah Clawson, Margaret of Mont. Co., Mary, Andrew, Elizabeth w/o William Cannon, Susannah w/o Jefferson Huitt, Rebecca w/o Milton Garr, Nancy, James M. & Mark of Mont. Co.O. 10. John the petitioner 11. Susannah Croy dec'd. before father & left 11 children: Jacob, Elizabeth w/o Henry Musgrove both of Shelby Co., Alexander of Ind., Matthew of Miami Co., John, Benjamin, Sarah w/o John Sills of Miami Co., Samuel,Joseph, David M. & James last 3 minors all of Shelby Co.O. 12. Alexander Jr. dec'd. before father left 9 children: Samuel of Jefferson Co.O., Margaret w/o John Cline, Abraham, Alexander, John, George, Jesse, James Edward. (pg.61)

SEPT. TERM 1835

BROADWELL, SILAS vs Channing Madison & William Greene Petition Channing Madison had possession of mill house attached to saw mill in Dayton,O. & certain machinery inc. lathe & shingle machine of which he supposedly had patent & empowered to sell to petitioner exclusive use of both & gave notes for payment. Madison signed notes to Greene. Claim of fraud as Madison did not have patent for lathe. (pg.101)

MARLOTT, ALBERT vs Sarah Thirkield et al Petition for partition David Schenck dec'd. owned SE 1/4 S28 T2 R5 & left 10 children: Daniel D., Leah w/o Peter Shanks, John D., Obadiah, Sarah w/o Werley Thirkield, William, Alice, Ellen,

David & Phoebe last minors each 1/10th part. David Schenck dec'd. had title bond from Catharine King for adjoining land in Warren Co. S27 T2 R5- 20 acres & Marlott had shares of Daniel D., Leah, John D., Obadiah. (pg.125)

JOHNSON, DANIEL by friend Ira J. Fenn vs Mary E. Johnson et al Petition for partition Daniel Johnson had legal right to 1/9th part of 150 acres S part of S3 T1 R8 in Va Military reservation & 150 acres lying on Great Miami River & other land inc frac. S33 T2 R8. Joseph Johnson dec'd. father of Daniel Johnson the petitioner, William, John, Elizabeth, Delila Ann, Amy Jane, Henrietta, Caroline & Dennis Clemens Johnson, last 5 minors all children of Joseph Johnson dec'd & widow Mary Eve. Also owned other land. maps pg. 144-145 (pg.131)

THARP, BENIAH & MARGARET SLIDER adms. of Elijah Slider dec'd. vs Frances Ann Slider et al Petition to sell land for settlement of debts. Lot 67 Dayton,O. 10.94 acres & 3 parts of lot 71 North & adjoining Dayton 6.32 acres & part of 3 lots- 17 acres. Elijah Slider left widow Margaret Slider & Frances Ann, Mary Jane, Samuel, Amanda, Lucy, David & Harriet Slider his heirs. (pg.146)

SHUEY, ADAM guard. of Noah, Philip & Delilah Arnett heirs of Philip Arnett dec'd. vs Jacob Peppinger & wife Christiana late Arnett & widow of dec'd., Daniel Shanks & wife Sophia, Elizabeth, Catharine & Benjamin Arnett. Petition for partition. Philip Arnett interest in NE 1/4 S25 T4 R5 except 5 acres off SE corner leaving 155 acres. Balance due paid after Philip Arnett's death & Daniel Repp & wife gave deed to Sophia Arnett w/o Daniel Shank, & other heirs of Philip Arnett subject to dower of Catherine Arnett widow of Philip & now married to Jacob Peppinger. Noah & Delilah minors. map pg.159 (pg.154)

COX, JOHN A. & wife Hannah of Va. vs John Stoker & John Miles & wife Mary. Petition for her 1/11th part. John Stoker dec'd. owned 70 acres part of 80 acres in W 1/2 S34 T2 R8 of which he had sold 10 acres to Jacob Stoker. John Stoker had 11 children, 2 dec'd. in his lifetime, Hannah (petitioner), John, Mary w/o John Miles of Shelby Co., Gabriel of Licking Co.O., Crittan, Mary Eve Johnson (widow), Nancy w/o James Loury, Isaac & Bolser of Mont. Co.O. Son Jacob dec'd. left 11 children: Lydia w/o Joshua Morgan of Mont. Co.O., Mary w/o Carman Kiser of Shelby Co., William of Ind., George R. & Elizabeth w/o Peter Fox of Mont. Co.O., Susannah w/o BenjaminKiser of Shelby Co., Mary, Isaac, Sarah Jane, Charity & Betty all of Mont. Co. O. & minors. Son William dec'd. and left 5 children: Jacob, Lucy Ann, John, Betsy Ann & Isaac all of Mont. Co. last 3 minors. Gabriel sold 1/11th part to brother Isaac & Isaac deeded 2/11th to Mary Eve Johnson giving her 3/11th. (pg.161 & 254)

MATHEWS, ELIAS adms. of DANIEL KEILER vs James & Daniel Keiler Petition for deed to heirs of Sarah Sophia Forrest

21 Mar. 1833 Daniel Keiler died leaving a will & owned NE 1/4 S16 T2 R8 Wayne twp. To be sold & lot in Dayton purchased & house built for daughter Sarah Sophia w/o Rezin Forest & to descend to her children, viz: Daniel William, Thomas J., John M., Zenas T., Emeline & Caroline Forrest minors by f. [illegible] Rezin Forrest. Purchased from Elijah Gorsuch & part of west side of lot 274 Dayton. (pg.165)

PIERSON, JOHN & CHRISTIAN MACKLEY adms. of Joseph Machley dec'd. vs Joseph, Samuel, Benjamin & Henry Machley & others. Petition to sell land to settle estate part SW 1/4 S32 T6 R3 13 acres. Left 8 brothers & sisters & nephew & neice heirs. Christian Machley of Mont. Co., O.,John, Samuel, Benjamin, Henry, Isaac, Susannah w/o Joshua Hoffer & Nancy w/o Jacob Biswell (Braur?), and Jacob Machley dec'd. left 2 children James & Nancy Machley all of Pa. (pg.172)

FENN, IRA J. adms. of Alexander Simpson dec'd. vs Elizabeth Simpson (widow) & Moses Simpson & others. Petition to sell lot to settle estate. Owned W 1/2 inlot 43 Dayton & 1 share of Dayton Bridge Co. Left 3 children: Moses & Aaron of Butler Co.O. & Electa w/o David Stone & the 4 children of Benjamin Spinning dec'd. Charity Ann, DeWitt Clinton of Greene Co., Eliza Jane & Alexander of Clarke Co. Charity Ann w/o Caleb Burchell & Eliza Jane w/o Nathan Allen since begining of suit. (pg.177)

SHEDD, JAMES A. adms. of John Vanawald dec'd. vs heirs unknown of John Vanawald dec'd. Petition to sell land for settlement lot 14 & 20 Greencastle, Mont. Co.O. (pg.181)

APRIL TERM 1836

HUFFMAN, WILLIAM vs John B. Fennimore Petitioner owned lot 2 of outlot 1 of Dayton & part lot 24 & 25 & gave title bond to Fenimore for lots. Fenimore absconded leaving nothing & had not paid for lots. Fenimore's brother or some person in possession of lot. Huffman ask for contract to be recinded. (pg.185)

BROWN, ROBERT PATTERSON & others vs Francis Patterson & others. Petition to carry out will of Robert Patterson. Robert P., Henry L., & Eliza Jane Brown children of Henry Brown dec'd. 1823 & left Catherine (widow)mother of orator who is d/o Robert Patterson dec'd. Aug. 5, 1827. Robert Patterson owned W 1/2 of NE 1/4 S32 T2 R7 & left dau. Catherine's children E 1/2 of NE 1/4 S32 T2 R7. Robert Patterson left orator, Francis Patterson of Mo., Jefferson Patterson of Ohio, Henry Stoddard of Ohio, Asa P. Stoddard (minor) of Ohio, John Goodlett & wife Rebecca of Ky., Elizabeth Goodlett of Ky., Charles L. & wife Rebecca Crow of Ohio, Margaret, Catherine B., Nancy B., Harriet,& John A. Goodlett of Ky. last 5 minors, Jane J. Goodlett of Ohio minor, Samuel Caldwell & wife Mary Eliza of Ohio, Robert P. Welsh of Md., Robert P. Nisbet ofOhio, Lindsey McConnell & wife Mary of Ind., Robert Hamill & wife Elizabeth P. of

Ohio, Harriet Nesbit of hio, Rebecca & Charlotte A.Nesbit of Ind. minors, John & wife Jane Steele of Ky., Douglas Price & wife Elizabeth of Ky., Jane, Andrew, & William Steele of Ky. minors, Catherine P. & Andrew B. Irwin of Ohio minor & others. (pg.188)

STUMP, JOHN vs David Barnhart & wife Catherine of Butler Co.O. Petition Lot 44 Sunsbury gave mortgage to Stump for debt Sold for settlement. (pg.194)

UMBAUGH, GEORGE vs Director & District Treas. of Dist. 4 Dayton twp. Petition Umbaugh owns 69 acres in S8 & 9 T2 R6 improved with mill, & house in school dist. 4 Dayton twp. District voted to buy 2 acres of George Beardshire & erect a brick school house 26x39 to be paid for by tax levy. Umbaugh lives out of area & complains of not having a vote & being taxed. (pg.199)

SMALL, JAMES & wife late Catherine Mason vs Frances, Anna, Rebecca & David Mason et al Petition for partition 1/5th Richard Mason dec'd. owned tract in S1 & 7 T1 R6 partly in Miami twp. & partly in Wash. twp. 207 acres. Left widow Frances & Anna, Rebecca & David a minor also George of Mont. Co. & Richard Parsons of Ind. minor children & heirs of John J. & wife Frances Parsons late Frances Mason both deceased. Richard Mason also left heirs William Patterson & wife Elizabeth of Ill., John Resor & wife Mary of Ill., Philip, Lewis & Jacob Mason of Mont. Co. who each received in his life time 40 acres being their full share leaving balance to five named. Funds insufficient to settle estate. Dower to be set off. map pg.213 (pg.205)

FLETCHER, CALVIN vs Ann Smith & others adms. & heirs of Amos R. Smith dec'd. Petition Amos R. Smith gave mortgage to Sylvanus Wright part NW 1/4 S30 T5 R5 5 acres 60 rods also tract S19 T5R5 3 acres 2 rods 11 perches, & tract S30 T5R5 beginning NW corner- 1 acre 2 rods 37 square perches all in Mont. Co.O. Notes from Smith to Wright for debt endorsed to Fletcher. Amos Smith died 1834 leaving widow Ann & children: Emeline 7 yrs., Henry Clay 5 yrs., Joseph 18 months. Dower to be set off & sale made. (pg. 215)

BROWN, MARY exe. of SAMUEL BROWN dec'd. Petition To sell land to settle judgment. Samuel Brown by will gave to wife farm 119 acres. Also owned other land in S5 T5 R5. (pg.221)

MORGAN, JOSHUA vs REESE MORGAN Petition for partition Samuel Morgan dec'd. owned tract frac. S33 T2 R8 150 acres & gave by will to 3 sons John B., Joshua, & Reese Morgan. Joshua obtained share of John & Reese is a minor. Land sold as unable to partition. (pg.226)

HARBESON, MATTHEW L. of Hamilton Co. vs Ebenezer Stebbins & wife Mary. Stebbins gave mortgage to Thomas Brown for debt & notes endorsed to Harbison. Lot 1/2 of lot 2 Dayton of Patterson plat of outlot 1 & 2 east of Main St. (pg.231)

REEVES, JOHN & WILLIAM McLEAN vs Michael Gunckel & others John Stump, Henry J. Gunckel & John Stoner. Gunckel owned part of lot 13,14,& 32 in Germantown & gave mortgage deed for debt owed. Gunckel had also given mortgage for debt to others named. Tract sold to settle debts. (pg.233)

POE, GEORGE & others vs John Bonta & others Petition for Partition Petition of George Poe, Henry Becker & wife Elizabeth, John Boogher Jr. & wife Catherine of Mont. Co.O. show that Catherine Poe dec'd. owned tract SE 1/4 S18 T5 R5 -40 acres conveyed by John Boogher & wife 1818. She left 3 children: George, Elizabeth & Catherine (petitioner) & 2 others Mary w/o Daniel Rohrer & Julia late w/o John Fetters Jr. who died in life time of said Catherine & also heirs of Catherine Poe. Mary Rohrer died leaving 7 children: Joseph Rohrer of Elkhart Co., Catherine w/o John Bonta & Magdalena w/o Jacob Bonta of Wayne Co., George, Barbary, Daniel Jr., & Julia Ann Rohrer of Elkhart Co. Ind. Julia Ann Fetters left 2 children: Jacob & George Fetters. (pg.243)

HARRIS, JAMES vs Anthony Hiland Petition- for sale ofland for debt. Anthony Hiland indebted to John Russell & gave note & mortgage deed for S31 T2 R6- 20 acres. John Russell assigned interest to James Harris. (pg.248)

GANS, DANIEL adms. vs Elizabeth Fahnstocht & others. Petition to sell land. Daniel Gans adms. of Jacob Fahnsnacht dec'd. lots 80 & 82 in subdivision of addition to Dayton. He left widow Elizabeth Fashnacht & 3 children who now reside in St Louis, Mo. (pg.250)

STOKER, ISAAC adms. of John Stoker Sr. dec'd. vs John A. Cox & wife Hannah, John Stoker & others. Petition to sell land. Intestate had given bond to make deed to Joseph Johnson for 30 acres in fractional S4 T1 R8. Joseph Johnson since dec'd. & left 9 children his heirs viz: William, John, David, Elizabeth, Delilah, Anna Jane, Henrietta, Caroline & Dennis Clements Johnson all of said county. Land since his death assigned to his widow. He gave another bond to Jacob Stoker since dec'd. for deed for 10 acres in west part S34 T2 R8. Jacob Stoker assigned bond to his 3 children: Elizabeth Ann w/o Peter B. Fox, Massy Stoker & Sarah Jane Stoker. John Stoker Sr. children: Hannah w/o John A. Cox of Va., John Stoker Jr., Mary w/o John Miles of Shelby Co. O., Critten Stoker, Mary E. Johnson, Nancy w/o James Loury, Bolser Stoker, Gabriel Stoker & Isaac Stoker (petitioner) of Mont. Co.O. John Stoker Sr. also had 2 sons who died in his life time leaving children, one of which said Jacob dec'd. left 11 children: Lydia w/o Joshua Morgan, George B. Stoker, Elizabeth w/o Peter R. Fox, Massy & Sarah Jane Stoker, Isaac, Charity & Betsy Stoker of Mont. Co. & Mary w/o Carman Kiser & Susannah w/o Benjamin Kiser of Shelby Co. & William Stoker of Ind. The other son William Stoker dec'd. left 5 children: Jacob Stoker, Lucy Ann w/o Samuel G. Kestler, Betsy Ann & Isaac Stoker of Mont. Co.O. (pg.254)

GILLESPIE, GEORGE vs Augustus George adms. of Robert Edgar dec'd. Bill in equity Gillespie & Edgar partners in purchase of lots 264,266, 271,288,289 in William Lodwick plat east of Dayton. Deed in Edgar name who has since dec'd. leaving heir George B. Edgar his only heir a minor & widow Catharine Edgar. To have deeds for half of lots. (pg.258)

McKEAN, WILLIAM & David Vandeveer & wife vs Letty Marie McKean et al Petition for partition. John McKean dec'd. owned inlot 177 in Germantown. He left 5 children: William McKean;Jane Vandeveer; George McKean since dec'd. leaving 2 children: Letty Maria McKean 12 yrs., & George McKean 10 yrs.; Thomas McKean since dec'd. leaving 2 children: John A. 6 yrs., & Phebe McKean 4 yrs. who reside in Shelby Co. Ind.; daughter Rachel Woodward since dec'd. leaving 6 children: James Woodward of age, Phebe Ann w/o James Tapscot of age, George Woodward 17 yrs., William 10 yrs., of Warren Co., Benjamin D. 7 yrs. in Mont. Co.O. (pg.263)

WHICHER, STEPHEN JR. vs Peter & Henry Ludy. Whicher sold to P. Ludy frac. S28 T2 R6 off north end 14 1/4 acres & Ludy gave notes for payment. Survey show land described as containing 16.600 acres. Whicher says Peter Ludy has not made payment & that he & his sons Henry & Daniel Ludy have been cutting timber. (pg.267)

STEELE, JOHN guard of Andrew Steele. Petition to sell land 24 Sept. 1835 John Steele guard. of sons Andrew 12 yrs. & William 5 yrs. Col. Robert Patterson dec'd. gave by will to children of daughter all land lying east & south of land set off for children of dau. Elizabeth in frac S3,4,9 &10 in T1 R6- 200 acres. Son-in-law to use land till youngest of age. John Steele married dau. Jane Patterson whose only children being at her death were Jane now of Ky. age 19yrs., Elizabeth w/o Dr. Douglas Price age 17yrs. of Ky., Andrew Steele 12 yrs. of Ky. & William 5 yrs. Stephen Whicher Jr. & wife Mary Eliza she being one of children of Margaret Welsh named in will filed bill in chancery vs John & James Steele with her dau. Jane, Elizabeth w/o Douglas Price, Andrew, & William Steele & others for division of land. Land to be sold next to that set off to children of Elizabeth Nesbit. (pg.275)

PHILLIPS, HORATIO G. vs Thomas Clegg, George C. Davis & Isaac Saville. Promissory note signed by Clegg to Dayton Bank with Phillip as security & Clegg gave Phillip title bond for S 1/2 inlot 40 Dayton given by George Davis having legal title of lot. Ordered to be sold for debts of Clegg. (pg.280)

STEVENSON, ROBERT B. of Ind.& James Brown of Mont. Co.O. vs Elisha Jones & wife Kalinda. Elisha Jones signed promissory note with Brown as security & gave mortgage deed for lot 4 in Centerville of 1 acre & lot 3&12 on Benjamin Robbins plat

of Centerville. Order of sale. (pg.292 &304)

VOORHEES, PETER vs Beniah Tharp & E.W. Towner. Beniah Tharp sold lot begining SW corner #260 Dayton. Voorhees to pay William Huffman for mortgage Tharp had given for lot in order to have deed. Tharp had also sold same lot to Towner. (pg.298)

KUHNS, JACOB of Ind. guard. of Rosannah Heistand minor. Petition to sell land Rosannah Heistand minor child of Peter Heistand late of Mont. Co. land part of NW 1/4 S2 T4 R4- 129 acres & SE 1/4 or part of S18 T3 R5 -127 acres. (pg. 302)

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ELLIS, BENJAMIN & DANIEL CORWIN partners vs Elisha Brown- Promissory note & gave mortgage deed for S 1/2 lot 49 Dayton & frac. S33 T2 R6 -5 acres. Ordered to be sold. (pg.307)

MILLMAN, ADAM vs Samuel Hanna, James Barnett, Allen Hamilton, James Brown, William Suttonfield & Joseph Barren. Hanna, Barnett & Hamilton partners of Fort Wayne, Ind. of which Millman had judgment against. Joseph Barran (of Logansport, Ind.)gave to Hanna & James Barnett a claim on the Pottawottomie Indians & collected for discharging mortgage from Suttonfield to Hanna & Barnett. Orator purchased lot 33 in Ft. Wayne in 1826 of Suttonfield. To recover judgment. (pg.310)

MYERS, JACOB & wife Elizabeth vs Jonas Kinsey & Susannah Kinsey heirs of John Kinsey dec'd. About 1819 John Kinsey died & had owned S32 T4 R4 except 2 tracts conveyed out of sec. in 1818 to John Myers & tract of 10 acres. In his will he gave to wife Elizabeth all real & personal estate. He left children: Jacob, Joseph, Lewis, Noah, Mary w/o John Oldwin, David, Jonas & Susannah. In 1821 widow Elizabeth Kinsey married Jacob Myers who has purchased the other shares of land except shares of Jonas & Susannah Kinsey who are minors. To have dower set off & 6/8th to Jacob Myers & 1/8 each to Susannah & Jonas Kinsey. (pg.318)

BEARDSHIRE, ISAAC, SAMUEL, DAVID, JOHN & Jacob Snyder & wife Catherine vs Mary Beardshire, Ragina Brannam, Maria Booher, George, Elizabeth, Mary & Catherine Booher. 14 May 1836. George Beardshire dec'd. owned NE 1/4 S10 T2 R6 & 250 acres in S 1/2 S11 & part N 1/2 S14 inc. all NE 1/4 S14 & part SW cor of frac. S12 & small parcel NW cor frac. S13 bounded on north by Anna Boogher w/o Daniel Boogher. Also had 300 acres S11 & frac. S12 T2 also NW 1/4 S30 T7 R6 & 52 acres off S side of SW 1/4 S19 T7 total 212 acres conveyed by Samuel Boogher & wife April 25, 1832 in deed records of Shelby Co.O. Samuel Beardshire had conveyed to him by Nathan Miller & wife Margaret, Samuel Rohrer & wife Catherine, Christian Miller & Peter Miller land on which is a mill- part of NW 1/4 S30 T2. Intestate left widow Mary

Beardshire & 6 children: Mary late w/o Samuel Booher who left 5 children (Maria, George, Elizabeth, Mary & Catherine all under 10 yrs.), Isaac, Samuel, David & John Beardshire, & Catherine Snyder. Mary Beardshire widow has daughter Regina Brannam who is 1/2 sister of petitioner & to have equal share of 1/7th . Partition made of land. map pg.335 (pg. 322)

SHAEFFER, JOHN heir of Jacob Shaeffer dec'd. vs Jacob Schaeffer & wife Betsy late Betsy Schaeffer now dec'd. leaving Peter, Maria & other children unknown in Orleans Co. N.Y. & Michael Fowler & wife Catharine he living in Md. & she in Darke Co.O. Apr.11,1836. Estate NW 1/4 S27 T3 R4E except 13 acres sold- 150 acres. Jacob Shaeffer of N.Y. Orleans Co. surviving husband of Betsy Shaeffer an heir of Jacob Shaeffer dec'd. Petitioner has purchased share of last & only remaining heir- George Massely & wife Polly late Polly Shaeffer making John Shaeffer 1/2, Michael & Catharine Fowler 1/4 & Jacob & Betsy 1/4. map. pg.343 (pg.338)

DANBERRY, GEORGE WILLIAM SEATON vs Stephen Whicher Jr. & Mary Eliza Whicher. Whicher debt to Danberry & owned 36.40 acres frac. S 28 T2 R6 & gave mortgage deed. Land sold for debt. (pg.345)

GEPHART, JACOB J.& wife Sarah vs Valentine B., & Philip Mikesell, Joseph Kessler & wife Susannah, Jacob Leeds & wife Catharine, Jacob Heck & wife Mary, Aaron E. Mikesell, Abraham Mikesell, David Moon, Mary Moon, Matilda Moon, John, William & Jaocb Moon. Petition for partition Phillip Mikesell dec'd. owned pt. N 1/2 S23 T3 R5E 100 acres being about 42 acres off W side of NE 1/4 & about 58 acres off east side of NW 1/4 of sec & 100 acres in the east end or part of tract of 201 1/2 acres bought in 1818. Philip Mikesell left 8 children: Sarah (petitioner), Valentine B. of Preble Co., Philip of Trumbull Co., Susannah w/o Joseph Kessler of Mont. Co., Catherine w/o Jacob Leedes of Ill., & Mary w/o Jacob Heck of Flat Rock, Ind. Other 2 children of Philip dec'd. died in his life time- John B. Mikesell left 2 children: Aaron E. & Abraham Mikesell of Mont. Co.O. & Elizabeth Moon late w/o Christian Moon who left 6 children: David 13 yrs., Mary 10 yrs., Matilda 9 yrs., John 7 yrs., William 5 yrs., Jacob 3 yrs. of Logan Co.Ohio. (pg.351)

SMITH, OLIVER vs Granville Y.Reppeto & G. D. Repetto & Walter Davis. Granville Repetto owned tract in Wayne twp. Mont. Co.O. N 1/2 of SE 1.4 S23 T2 R8 except 8 acres to be taken out of SE corner sold to John Herring. Tract purchased from Walter Davis. Smith claims Granville Reppeto had deed from Davis made in name of his son Granville D. a minor to avoid debt owed Smith. (pg. 357)

PIERCE, HENRIETTA guard of Jeremiah H. & Joseph C. Pierce minors of Joseph Pierce dec'd. Petition to sell land beg. NW corner S21 T2 R6 200 acres except 5 acres in SW corner. Left 4 children: Mary Ann w.o Edward W. Davis, Davis Z.

Pierce, Jeremiah H. & Joseph C. Pierce & widow Henrietta Pierce. (pg. 360)

LAMME, DAVID & WILLIAM G. EWING guard. of David & Joseph Etter minors & heirs of William Etter dec'd. Petition to sell land -lot 3 Woodburn, Mont. Co.O. (pg.366)

STIVER, SOLOMON, MARY ANN, ABSOLOM,& CATHARINE vs Abraham Garver & wife Margaret. Petition to set off dower. Heirs of John Stiver dec'd & minors. Owned 84 acres off W side of SW 1/4 S20 T4 R4 by deed Aug.17, 1819 from Adam & wife Frances Stiver & 76 acres off E side SE 1/4 S19 T4 R4E. John Stiver left widow Margaret now w/o Abraham Garver entitled to dower- 76 acres inc. saw mill, dwelling house etc. John Stiver died 1820 & widow married Garver 1824. (pg.369)

COMPTON, JOHN vs Timothy Squier -agreement to purchase S 1/2 lot 231 & S 1/2 lot 232 Dayton & ask for clear deed. (pg.374)

EMERICK, MICHAEL & JOHN CUMRINE of Darke Co.O. adms. of John Wertz of Darke Co. dec'd. vs Elizabeth, Seymour, Henry J., John, Saloma, Eliza Ann, Emaline & Mathias Wertz. John Wertz owned 121 acres conveyed by Benjamin LEHMAN except 3 acres sold to Michael Rank in SW 1/4 S19 T5 R5 except 4 rods square where graveyard now is in Mont. Co.O., also 10 acres adjoining premises in S30 T5 R5 reserved in deed from Elias Staley & 10 acres in SE 1/4 S24 T6 R4 sold to Henry Hipple & not conveyed at John Wertz death. Left widow Elizabeth Wertz of Darke Co. & Seymour of Mont. Co.O.,Henry J., John, Solomon, Eliza Ann, Emeline & Mathias of Darke Co. his children. Petition to complete deed to Henry Hipple. (pg.376)

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TURNER, HEZEKIAH estate - dec'd. Left petitioner Malinda Turner widow & Eliza Rebecca & Abraham Octon Turner minors. To set off dower & make final payment due to William Eaker- 22 acres part of inlots 38,39,45,46 Dayton. William Eaker states payment not made on time & so null & void. Also that Malinda not Hezekiah's wife at his death & children named are hers & that Hezekiah's children unknown & wife at his death unknown. Court ordered dower to Malinda Turner. (pg.382)

STRONG, NATHANIEL vs James Brown, A.G. Crane, Philip Kellar, Jacob Davis & John Price partners in merchantile business in Centerville. Business signed notes & Strong gave security. Petitioner claims no responsibility of debts. (pg.387)

SMITH, WALTER H. vs BENIAH THARP Land W end of SW 1/4 S31

T5 R4- 80 acres gave mortgage to Smith on a tract & sold to Beniah Tharp by deed from Thomas & Margaret Tharp. Order to sell land to settle debt. (pg.400)

THE MIAMISBURG BRIDGE CO. vs PETER TREON & GEORGE CONFER Bridge Co. bought of Treon 1/4 acre parcel at East end of the bridge in Miamisburg- additional land needed for bridge in return for use of bridge with free toll for 2 years to Peter Treon & family & for his nephew Isaac Treon. This land in addition to that conveyed in 1830. Also free toll to nephew John Treon & family. Frac. of S31 T1 R6. Treon claimed he did not give deed & sold land to George Confer. Discontinued. (pg.404)

ROSE, JOHN vs EBENEZER STIBBENS Rose purchased of George Sourbray out lots South of Dayton #24- 5 acres inc. house. Rose being confined in jail & Stibbens being Co. Sheriff & brother-in-law of orator convinced him in giving deed for lots. Orator ask for payment of land to settle his debts from Criminal prosecutions. Stibbens claims Rose sent to N.J. for his sister Mrs. Electra DeHart a widow with 5 children, 4 daus. 1 son the son youngest about 8 yrs. & oldest dau. about 17 yrs. & defendent paid Enoch Miller for bringing sister & family to Dayton Nov. 1830. Rose sent to prison & sister lived in his house & deed made to Stibbens in order to take care of sister & family. (pg.410)

HOLDRYE, GEORGE vs FREDERICK & GOTLEIB STIVER, George & Polly Morter (formerly Polly Stiver), Benjamin, William & John Stiver, heirs of Casper Stiver Jr. dec'd. Owned NE 1/4 S7 T2 R5 of 60 acres deded to Susannah Swartzley who gave bond payable in 2 yrs. If not paid she to sell land to recover bond & balance to Casper Stiver Jr. who died leaving Frederick, Gotleib & Polly now married to George Morter, Benjamin, William, Catherine & John Stiver. Land sold to George Holdrye & he ask for clear title. (pg.420)

STOKER, JACOB vs ABRAHAM COZLER & wife Sarah, Samuel G. Kistler & wife Lucy Ann, John Stoker, Betsy Ann Stoker, Isaac Stoker heirs of William Stoker dec'd. Petition for partition William Stoker dec'd before Aug. 3, 1831 & left widow Sarah since married to Abraham Cozler & 6 children: Jacob (petitioner), Washington, Lucy Ann w/o Sanuel G. Kestler, John, Betsy Ann & Isaac Stoker. Jacob Stoker since dec'd. each to have 1/7th part. Washington died about 5 Aug. 1833 without heirs & his 1/7th to brothers & sisters. John, Betsy & Isaac are minors. Partition not made, sold to Jacob Stoker. (pg.429)

RODEHOFFER, JACOB & wife Maria vs Elizabeth Izor, Daniel, & Lewis Izor heirs of Joshua D. Izor dec'd.& Samuel Rodehoffer & wife Margaret late widow of dec'd. Petition for partition. Owned W part NE 1/4 S29 T4 R4 of 50 acres & left widow Margaret now w/o Samuel Rodehoffer 5 children: Maria, Elizabeth, Daniel, Margaret & Lewis all minors except Maria, each 1/5th part after dower set off. Partition can not be

made land sold to Matthias Swartzel. (pg.436)

HEISTAND, JACOB 2nd. of Wayne Co. Ind. vs Christopher, John & Agnes Heistand. Petition for partition Samuel (Daniel?) Heistand of Mont. Co. O. dec'd. owned W 1/2 NE1/4 S3 T3 R5 of 80 acres. Daniel Heistand left 4 children his heirs: Jacob 2nd. (petitioner), Christopher & John both minors under 21 & Agnes under 18, all of Wayne Co. Ind. with Jacob Heistand Sr. of Wayne Co. Ind. their guardian. Petitioner states that ancester Daniel dec'd. by will devised land to wife Magdalena till petitioner is age of 21 & wife to have use of 1/3rd of land for life & at her death equally divided or sold & proceeds divided. Magdalena after death of Daniel married George Shoup who then gave QC & release of land. Land sold to David Reesor since it couldn't be partitioned. (pg.441)

LOWRY, WILLIAM C. vs NANCY LOWRY (widow), Elizabeth, Catherine, William, Sarah Ann, George M., Rozannah, James & David Lowry heirs of James Lowry dec'd. Petition for partition. John Shroyer & wife Elizabeth conveyed to petitioner tract shortly below Roberts Mills in fractional Sec 32 T2 R8 of 32 acres & parcel E & N of above parcel of about 10 rods for mill race, described in survey among papers in chancery suit of Benjamin Wagoner as adms. of John Roberts dec'd. & widow of Roberts dec'd. William Lowry & wife Elizabeth deeded share in land to James Lowry & Shroyer deeded to petitioner & James Lowry tract in fractional S1 T2 R6 of 5 1/2 acres also Solomon Price & wife Catherine deeded to Wm. & James Lowry(since dec'd.) tract in S33 T2 R8 of 2 acres. James Lowry died about Oct. 1835 & left widow Nancy & 8 children all named as defendants. (pg.445)

DRILL, JEMIMA vs Samuel Clagett & wife Elizabeth, David, George W., Jacob A., John W., & Ann Rebecca Drill. Jemima Drill widow of George Drill dec'd.who had owned tract SE part S9 T2 R6 of 295 acres & left widow & 6 children: Daniel(David?), Elizabeth w/o Samuel Clagett of age, George W. 19yrs., Jacob A. 17 yrs., John W., 9 yrs., Ann Rebecca 5 yrs. map pg.455 (pg.452)

SINGER, ENON of Hamilton Co.O. vs Charles Forman & wife Eliza, Vincent Laughlin & wife Sarah Catharine of Butler Co., & Benedict, Michael, Mary Ann, John, Mahala, Henry, Hannah, Malinda & Julia Ann Singer. Christian Winebrenner exe. of John M. Singer dec'd. Estate to be divided in 1/6th shares with 1/6th share of Benedict & Michael to be 1/4th of 1/6th to them & 3/4th of 1/6th to their children. Benedict has 5 children: Mary Ann ca 15 yrs., John 13yrs., Mahala 11 yrs., Henry 9 yrs., Hannah 7 yrs. residing in Ind. Michael has 3 children: Malinda 14 yrs., Julia Ann 12 yrs. & son 10 yrs. residing near Fort Erie in upper Canada. Josiah Singer of Franklin Co. Ind. & Benedict Singer & his children of Ind., Michael & his children in Upper Canada. Wishing to settle with children of Michael & Benedict. John Singer of Darke Co.O.& his brothers & sisters minors. Heirs of John

M. Singer dec'd.: Sarah Catherine Laughlin, Benedict, Josiah, Enon, Michael & Eliza Forman. (pg.456)

WILSON, NATHANIEL vs The Common Council of Dayton. Wilson had erected 3 story brick house on lot 181, a large 2 story brick house on lot 229, and large 2 story brick house on lot 230 and council were to alter curb, gutter & side walks. Discontinued (pg.462

SHEDD, JAMES A. vs William Ogan. Mortgage on lot in Dayton. Ordered sold for debt. (pg.464)

STAMM, JOHN W. vs Jacob Andrim. Debt owed and Stamm paid with items from his curring shop in Germantown. Dismissed (pg.467)

SCHENCK, JOHN N.C. of Warren Co. vs John Replogle. Gave mortgage on lot in Germantown for debt. Ordered sold. (pg.470)

McPHERSON, ALEXANDER vs A. Copley of Michigan Territory & Oliver Smith.Copley by agent Smith gave deed for tract of 15 acres to Jacob Kaylor & orator claims it is same tract deeded by Margaret M. Parker to Charles Richards S20 T2 R6. Kaylor transferred title to orator. Discontinued (pg.475)

MARCH TERM 1837

STRONG, NATHANIEL vs Thomas Davis of Mercer Co. Davis owned lot 24 in Centerville and in debt to Strong & gave mortgage. Ordered sold. (pg.480)

PHILLIPS, HORATIO G., JAMES PERINE & Johnson V. Perine vs William Potter, Thomas M. Hardcastle & Richard Ames gave mortgage on lot 6 in Little York for debt. Ordered sold. (pg.486)

MULLEN, NATHAN & SETH vs Benjamin Maltby, Emanuel Gephart, Edward Boston & John Anderson of Mont. Co., Stephen R. Burrows, Nathan B. Haines & Andrew Crockett of Warren Co.O. On 20 May 1820 Isaac Mullin & John Carr , trustees of school Sec. 16 T2 R5 leased land to Andrew Crockett lot 2 of 175 acres. Judgment obtained for non payment & lease sold to John Anderson.Anderson sold interest to Nathan B. Haines in 1829, who sold 1834 to Edward Boston, sold 1835 to petitioners. Present trustees brought action by not reconizing lease continued from Crockett. (pg.491)

BAUM, JACOB heirs vs Martin Baum & others. Joseph Baum, Mary Nutts widow of George Nutts dec'd. formerly Mary Baum, Elizabeth Baum, Timothy Smith & wife Barbara (late Baum) of Mont. Co. & Thomas Robbins & wife Susan (late Baum), of Shelby Co. all heirs of Jacob Baum dec'd. show that Martin Baum dec'd. & brother of the ancester of petitioners who in his lifetime ca 1833-34 had legacy in Maryland of $1600 belonging to father of petitioners & was to give portion of legacy in land by Jan. 1809 sold and put the said Jacob in possession of

tract in fractional S26 T1 R6 of 182 acres. Jacob died 10 Feb. 1830 without Martin giving clear deed. Martin died 3 or 4 years ago & adms. Ann Baum, widow & Samuel Perry & David W. Wallace of Martin Baum dec'd. & Jacob Baum, Alexander H. Ewing & wife Mary (late Baum), David Chambers Baum, Elenor Baum, & Corsenon Baum minors all heirs of Martin Baum dec'd. of Hamilton,Co. O. have made claim to land. John & Jacob Baum brothers of petitioners said to be colluding with heirs of Martin Baum & have resided on land 2 yrs. John Baum eldest s/o Jacob Baum about 42 yrs. old & came to Ohio & lived in Cincinnati on rented farm & moved to tract inMont. Co. 1807 on land now owned by John Baum for 2 yrs. & moved to other tract held by Martin 1809. Mother died year before Jacob. Jacob Baum brother of John about 35 yrs. old Feb. 1836. John claims 34 acres he has was from his father-in-law who had bought fron Martin Baum. Jacob Baum heir of Martin Baum now dec'd. (pg.504)

STIVER, FREDERICK surviving Exe. of Casper Stiver Sr. vs John Frederick, Gotlieb, Benjamin Caspar, William & Catherine Stiver, George & Polly Morton & George Holdrey. To collect debt from C.Stiver Jr. to Sr. estate. Casper Stiver Jr. exe. of Casper Stiver Sr. gave note to Sr. & not paid at Jr. death. Also Jr. had give mortgage deed for NE 1/4 S7 T2 R5 of 160 acres to Susannah Swartzley for debt. Casper Stiver Jr. died July 1825 leaving children: Frederick, John Gottlieb, Benjamin, William, Catherine & Polly w/o George Morton & was adms. of his son John Stiver. Susanna Swartzley sold to Holdrey. (pg.519)

SQUIER, TIMOTHY vs George W. Bomberger- co-partners in a distillery. Defendant claims a debt to his father & brother-in-law Peter P. Lowe. Timothy Squier owner of 57 acres part E 1/2 S33 T2 R7 Dayton twp. inc. tract of 6 acres called the old brick yard- lot on which partners built a distillery. Accounts to be stated and partnership disolved. (pg.531)

CLEGG, THOMAS & SARAH HOWARD adms. of Samuel Howard vs John B. & Sarah Howard minor heirs of Samuel Howard dec'd., Robert Patterson Brown adms. of Robert L. Patterson dec'd., Jefferson Patterson, Catherine P. Irwin, Asa P. Stoddard, Harriet Nesbit of Mont. Co.O., Robert P. Nesbit & Jackson Nesbit Jr. of Preble Co.O., FrancisPatterson of Mo., John & wife Rebecca Godlet, John & wife Jane Steele of Ky., Samuel wife Margaret Caldwell of Warren Co.O., Lindsey & wife Mary McConnell, Robert & wife Elizabeth Hammell, Rebecca Nesbit, Charlotte A. Nesbit of Ind. heirs of Robert L. Patterson. Samuel Howard dec'd. 1832 entitled to 40 acres near Dayton purchased of Jefferson & Robert L. Patterson part of NW corner S32 T2 R7. Samuel Howard left widow Sarah & children: Volney Bolton Howard, Harriet Alice Howard minors. Robert L. Patterson died 1833 & left brothers sisters heirs- Jefferson, Catherine P. Irwin & Asa P. Stoddard sole heirs of Harriet Stoddard formerly Patterson of Mont. Co., Francis Patterson of Mo., John Goodlett & wife Rebecca of Bardstown, Ky., John & wife

Jane Steele of Ky., Samuel & wife Margaret Caldwell of Ky.,& heirs of Elizabeth Nesbit formerly Patterson dec'd. viz: Lindsey McConnell & wife Mary of Ind., Robert & wife Elizabeth Hammell of Ind., Robert Patterson Nesbit of Preble Co.O., Jackson Nesbit of Preble Co., Rebecca Charlotte A. Nesbitt of Ind., Harriet Nesbit of Mont. Co.O. last 4 minors. To have survey of land & dower set off & balance sold to settle debts of Samuel Howard dec'd/ (pg.550)

GEORGE, AUGUSTUS adms. of ROBERT A. EDGAR VS JAMES m. KERR & wife CATHERINE & GEORGE EDGAR. Edgar owned lots in Dayton inc. lot 51 which has dwelling house. He left widow Catherine entitled to dower now married to James M. Kerr, and son George Edgar 4 yrs. old. To set off dower & sell to settle estate. (pg.561)

HALL, BENJAMIN vs John Replogle & Frederick Replogle. Replogle owned lots 168,169 in Germantown & gave mortgage to Hall. Frederick Replogle and wife Mary conveyed undivided half of land to John Replogle who resides in Muskingum Co. John Replogle share to be sold to settle note with Hall & Philip Replogle. (pg.567)

CONFER, GEORGE vs Benjamin Hall, John & Frederick Replogle. Judgment against John Replogle levied on lots 168,169 & 203 in Germantown. Hall soldlots 168,169 to John & Frederick Replogle.Replogles sold to Hall land in S18 T2 R5. Claims: fraud & ask sale of lots be voided. Philip Replogle owned 17 acres & sold to John & Frederick Replogle & gave mortgage of 2 parcels to Philip Replogle of 11 acres 114 perches & another mortgage to Andrew Henkle for debt the third parcel of 17 acres. Dismissed (pg.575)

DAVIS, JACOB & wife Mary vs widow & heirs of David Humfreville dec'd. Owned N 1/2 in lot 200 Dayton & W 1/2 NE 1/4 S21 T10 R3 --81.13 acres in Darke Co.O. Petition for partition 1/6th Widow Elizabeth and children Mary w/o Jacob Davis, Sarah w/o Thomas Morrison, Elizabeth w/o Elias Cord, Lucy w/o Arthur Cawfield, Jason A. & William L. Humfreville. (pg.583)

HARRIS, JAMES vs Andrew Vinson & wife Priscilla Vinson. Vinson gave mortgage deed for inlot 6 Centerville as security for debt. Cross suit of Robert G. McEwen who also has mortgage deed, Order to sell. (pg.587)

BATES, HENRY vs Massey & Sarah Jane Stoker. Isaac Stoker by deed to petitioner as adms. of John Stoker Sr. dec'd. to Elizabeth Ann w/o Peter Fox (1/3), Massey about 17 yrs.& Sarah Jane Stoker each 1/3rd of 10 acres beg. west line S34 T2 R8 at NW cor of 80 acres owned by John Stoker Sr. dec'd. Elizabeth & Peter Fox sold their 1/3 part to Bates. To have Bates share partitioned off. (pg.596)

BOMBERGER, WILLIAM SR. vs William & Edward Whistler & others unknown. Bomberger purchased at sheriff sale out lot 28 Dayton in case of attachment of Augustus H. Evans of property

of Risdon H. Price who had purchased from John Whistler of Louis in Mo. of which deed is lost & not recorded. John Whistler believed to be dec'd. and son William a Major in U.S. Army in Maryland & another son Edward Whistler in Miami Co.O. & if other children unknown. To obtain clear deed. (pg.599)

ALLEN, LAREW vs Elizabeth, Mason, William, Benjamin E., Thomas L. Allen, John Broadaway, widow & heirs of John Allen dec'd/ Owned 259.08 acres in west end N 1/2 S31 T2 R6 given to wife by will until children of age then to have 1/3rd. Children: Larew, Mason, William, Benj. F., Thomas L. & John Broadaway s/o Caroline Broadaway d/o John Allen dec'd. To have partition. (pg.605)

LEFEVER, ISAAC vs E.F. Lupton. Lupton owns tract in Dayton & gave mortgage. Discontinued (pg.609)

BAKER, CHARLOTTE vs Robert Newcom & Samuel T. Hawke. Charlotte Baker formerly Charlotte Newcom says that William Newcom dec'd. ca 1816 leaving petitioner his widow & Robert Newcom his heir & owned lot 7 Dayton. Robert Newcom sold lot in 1834 without giving Charlotte her dower right. Lot occupied by Samuel Hawke. (pg.612)

TURNER, JOHN & JACOB WEYBRIGHT guard. of heirs of David Becker. Petition to sell land. Heirs Louisa, Andrew, David Baker. Part NW 1/4 S4 T5 R5 -112.80 acres. (pg.615

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MARCH TERM 1837

WORLEY, FRANCIS & THOMAS WELSH partners vs John P. Helfenstein, Edward Helfenstein, John Compton and A.F. Hinch. 6 July 1834 Petition to recover judgment. William L. Helfenstein s/o John P. Helfenstein made a contract in writing, since destroyed, with John Compton forpurchase of NE 1/4 lot 61 Dayton & represented money was of his mother w/o John P. Helfenstein & deed made to his brother Edward Helfensteinwho is still a minor. There was a hardware store in Dayton of Hinch & Helfenstein and business run by another son of John P. Helfenstein namely John Albert Helfenstein. John P. Helfenstein claims he had debts in Carlisle, Pa. just now cleared. That son Wm. L. as agent for his brother was to run hardware store & as his mother Elizabeth Helfenstein was expecting money from her fathers estate she would aid her son in purchase of clothing etc & not property. Edward Helfenstein was an engineer in Pa. Canal & was of Carlisle, Pa. now engaged on the Lebanon Canal. (pg. 1)

CLARK, THOMAS R. & ROBERT WUNDERLICK vs Philip Gunckel & wife & others. Mar. 19, 1834. Philip Gunckel indebted to orators & he with wife Mary Elizabeth gave mortgage on lots 13,14,32 in Germantown. He also gave mortgage to others. Lots deeded from Philip Sr. to Philip Jr. Ordered sold. (pg.22)

SCHENCK, JOHN N.C. guardian vs Woodhull S. Schenck & Egbert P. S. Schenck 10 May 1836. Minor children of Wm. C. Schenck late of Warren Co. dec'd. Children seized of 1/6th part of land subject to dower of their mother Elizabeth Schenck in Mont., Franklin, Delaware, Licking & Coshocton Co. & interest in land in Warren Co. due dec'd. father & part from dec'd. minors brother Edmund Schenck. NE 1/4 S28 T2 R5 in Mont. Co & S29, 2 tracks in Coshocton. (pg.43)

JULY TERM 1837

BRUNER, JOHN adms, of Anthony Harp vs heirs of Anthony Harp. 15 Sept. 1836. Owned E 1/2 of SW 1/4 S8 T6 R4- 78.24 acres. Died without heirs of his body, leaving brothers & sisters: Jacob & John Harp of Mont. Co., Henry Harp of Berks Co. Pa., Frederick Harp of Lebanon Co., Jesse Harp & Judy w/o Adam Waldman in Luzurne Co., Christeana w/o Abraham Groman in Pa. also had sister Catharine who died in lifetime of intestate & the w/o Jacob Stout & left several children, names and ages unknown except son Jacob StoutJr. all reside in Pa. except Jacob & John Harp. To sell land to settle estate. (pg.53)

COX, WILLIAM & wife Mary, Elijah Cox & wife Barbary, Abraham of Cass Co. Ind., Stephen & Sarah Branaman vs Isaac, Findlay, Joseph, David, Rosannah G, & Susab Branaman & Mary Cox, 23 Mar. 1837 Petition for partition. Abraham Branaman dec'd. owned tract in frac S12 T2 R6 of 100 acres bought from John Neff May 11, 1809. He left 11 children: Mary & Barbary Cox, Abraham, Stephen & Sarah Branaman all of age & Isaac 20 yrs., Findlay 18 yrs., Joseph 16 yrs., David 13 yrs., Rosannah H. 10 yrs., Susan 8 yrs. & Mary Cox 8yrs. d/o & only heir of Elizabeth Branaman dec'd. d/o dec'd. and died in his lifetime residing with Elijah Cox in Cass Co. Ind. Mary Cox w/o William Cox, Barbary w/o Elijah Cox, Abraham, Stephen & Sarah Branaman each 1/12th. Order to sell & sold to Jacob Wagner (Waggoner). Sarah Branaman now w/o Charles Boyer. (pg.59)

WOLLASTON, SUSAN vs Levi Wollaston 2nd. & George Wollaston. Petition for partition 12 July 1837 George Wollaston dec'd owned lot in Dayton and left 3 children: Susan over 18, Levi 2nd. over 20 & George ca 10 or 11 yrs. Levi & George live with their Uncle Levi Wollaston Sr. in Dayton. (pg.66)

KENWORTHY, AMOS adms. of THOMAS ANDERSON dec'd. vs Sarah (widow), Robert, James Mary Ann Anderson heirs of Thomas Anderson dec'd. 27 Sept. 1834. Owned lot 22 Miamisburg & lots in Centerville. Left widow Sarah, Robert 6 yrs., James 4 yrs., Mary Ann 2 yrs. Petition to sell enough for debts. (pg.70)

THOMAS, JOSEPH by Emanuel Gephart & Stephen R. Burrows- trustees 29 Aug. 1836 Trustees had leased Sec 16 T2 R5 (school sec.) 115 1/4 acres & Joseph Thomas had built brick house & other improvments & now trustees claim lease is void. (pg.87)

ISENBERGER, GABRIEL C.& wife Elizabeth vs Esther & Solomon Butts & others. 26 Feb. 1835 Jacob Butts Sr. dec'd.July 1834 & had owned real estate in Mont. Co. O. & 80 acres on Wabash River Jacob Butts left widow Esther Butts, petitioner Elizabeth married 22 Sept. 1822 to Gabriel C. Isenberger, Jacob, Solomon, Samuel & Va lentine Butts, Susan w/o Peter Shaeffer, Catharine w./o George Glassford, Polly w/o Jacob Huffman, Sarah w/o Thomas Dowler & Eva Butt. Land in Mont. Co. S8 T1 R6 -117 acres, S side of SE 1/4 & 47 acres on N side of NE 1/4 S7 T1 R6 & 100 acres N side NE 1/4 S8 T1 R6- 83.17 acres. Shelby Co. O. E 1/2 of NW 1/4 SS22 T8 R6. Subject of will being valid. Dismissed (pg.97)

DODDS, JOHN M. & wife Hannah, William R. Howell & wife Ann, James Dodds & wife Mary, George Rinebarger & wife Susanna, Catharine Yazel & her minor son George Wilcox vs Susanna w/o Christian Yazel dec'd., John, Elijah, Squire, & Seymour Yazel of Mont. Co.O. & Henry Yeazel of Ind. Petition on validity of will 8 July 1836. Christian Yazel died Apr. 12, 1836 & owned land. Left widow Susanna, sons Henry, John, Elijah, Squire, Seymour & daus., Catharine Wilcox, Mary Dodds, Hannah Dodds, Ann Howell, Elizabeth Yazel, Susannah Rinebarger. Will made July 1828 when Christian was about 59 yrs. of age. (pg. 107)

BROADWELL, JOSIAH vs heirs unknown of William Fulford. 2 Dec. 1837. Owned lots in Union & sold to Lester Smith who gave mortgage & wishing to leave Union ask for permission to sell to Wm. Fulford who has since dec'd. leaving widow Emeline & no children. To have deed reconveyed to Josiah Broadwell. (pg.119)

DAVIE, WILLIAM vs William & Edward Whistler & others unknown 8 July 1835 Davie bought from John Lamme w 1/2 lot 54 Dayton. Lot had been owned by John Whistler of Louis, Mo. who had sold to Risdon H. Price & deed unrecorded & lost. John Whistler now dec'd. & orator asks heirs for clearance of deed. One heir Wm. Whistler in U.S. Army in Md., & Edward Whistler in Miami Co.O. Edward Whistler supposed to have gone to a western state & now dec'd. (pg.123)

KINKAID, ROBERT D. vs Lester Smith 19 Dec. 1836 Smith gave mortgage for lots in Union, Mont. Co.O. dismissed (pg.131)

BOSTON, EDWARD vs Benjamin Maltby & Emanuel Gephart & Stephen R. Burrows- Trustees 29 Aug. 1836 Trustees conveyed S16 T2 R5 lease of school land to John Wilson lot 5- 105 acres & had sold lease. Trustees declared lease void. (pg.134)

SEPT. TERM 1837

WOLFF, JOHN SR. vs Jacob Mumma et all -trustees 30 Mar. 1837 Lease of school land Sec 16 T2 R6 lot 1 To have lease corrected. (pg. 148)

EICHELBARGER, JOHN vs John Welty 29 Mar. 1837 Eichelbarger owned tract in Dry Fountain, Wash. Co. Md. 101 acres & sold to

John Welty who then sold to John Booth. To settle debt. (pg.155)

BRUEN, LUTHER adms. of ABRAHAM BARNETT dec'd. vs heirs of Abraham Barnett dec'd. 27 Mar. 1837. Abraham Barnett dec'd. leaving Susan Bruen w/o Luther Bruen, James Barnett of Ft. Wayne, Ind., Rachel w/o William Watton of Fayette Co. Ind., & heirs of Elizabeth Harris dec'd. w/o George Harris being- Rachel Harris of Ind., James B. Harris of Alabama & heirs of unknown of Alice Conklin dec'd. late Alice Harris d/o Elizabeth Harris & w/o Benjamin Conklin of Ind., & heirs of Mary Huston dec'd. w/o David Huston being- Abraham Huston of Hamilton O. , Israel Huston of Mont. Co., David, Paul & Luther Huston of Greene Co.O. Owned N 1/2 lots in Dayton. To settle claims. 1/5th share to brothers & sisters of dec'd. (pg.163,181)

DAVIS, GEORGE C. & DANIEL Z. COOPER vs Richard Green, John J.Lion & William Wall. 9 Oct. 1835 Debt for rent of property in Dayton. (pg.166)

EMERICK, WILLIAM C. vs Thomas & Christopher C. Emerick, Jacob Lindemate & wife Catherine, George Danner & wife Sarah, Christian Rohrer & wife Rebecca, George Morningstar & wife Ellen, Philip, Leah, Charles, John, Caroline, Elizabeth, Aaron & Rachel Emerick. 1 July 1837 Christopher Emerick dec'd. owned NE 1/4 S24 T3 R4 Mont. Co., & NW 1/4 Sec 35 T23 Butler Co., & NE 1/4 S 20 T6 R3 Preble Co. all by patents & had SE 1/4 S24. Dec'd. had 8 children- one John C. Emerick 2nd. died in life time of dec'd. and left 8 children: Philip 16, Leah 15, Charles 14, John 12, Caroline 10, Elizabeth 6, Aaron 5, Rachel 2 mon. born since John died. George Ellen Morningstar of Butler Co.O. Petition for partition (pg.171)

JONES, ELISHA adms. of Abel Jones dec'd. vs Kalinda, Alexander & Persia Jones. 30 Sept. 1837 Jones owned lot in Centerville and sold to Josiah Lamme. To give deed after payment made. Abel Jones died 16 July 1837 & left widow Lydia Ann & 2 children Kalinda 4 yrs. last April,& Alexander 3 yrs. Oct. next. A child born since his death named Persia. (pg.179)

WEYBRIGHT, JACOB for use of John Kellar vs Joseph Wolf adms. of Richard Phillips dec'd., Elizabeth, Homer & John Phillips minor heirs of Richard Phillips dec'd. 25 July 1837 Phillips owned lot in Union, O. and mortgaged to Jacob Weybright who assigned same to John Kellar. Richard Phillips left widow Elizabeth and minors Homer & John Phillips. (pg.188)

SHARP, NATHAN, LEWIS & HENRY VALENTINE & Ithamar Johnson vs George Patterson & others. 6 Sept.1832 John & Phebe Patterson both now dec'd. conveyed 27 Aug. 1811 SE 1/4 S14 T2 R7 -159.44 acres to John Huston & Amos Valentine who conveyed to Trustees of Church of Believers (Shakers) at Union Village, Turtle Creek twp. Warren Co. O. George Patterson an heir filed for ejectment. Heirs: George Patterson of Ill., Samuel Patterson

of Miami Co. O., William Patterson of Mont. Co.O., Eunice Patterson of Warren Co.O., Jane Patterson w/o James Patterson dec'd. s/o John Patterson, Peggy Patterson, James A. Patterson all children of said James Patterson dec'd. Mont. Co.O. & John Patterson s/o & Molly Irene d/o said James Patterson dec'd.of Ill. & Phebe Stuart d/o Peggy of Warren Co.O. & Adam McPherson & wife Phebe children of Archibald Steele & Polly his wife late Polly Patterson & John Steele heirs of Clark Co.O. & James W. Steele of Union Co.O. & Joseph S. Steele of Ind. children of Archibald & Polly. John Patterson Jr. dec'd. s/o John Patterson left children & heirs: ? Glasgow & wife Julia late Patterson, William Kelly & wife Jane, David L., William L., George W. & James H. Patterson of age & John, Susannah, Martha & Mary minors all in Ind. & Culbertson Patterson of Mont. Co. O. heirs of John & Phebe. (pg.195)

HART, WILLIAM & MALINDA TURNER adms. of Hezekiah Turner dec'd. vs William Eaker & others. July 1837 Mandate of Supreme Court- order to sell 22 acres to pay debts - out lots in Dayton. (pg.211)

PERRY, SAMUEL adms. of MARTIN BAUM dec'd. of Cincinnati vs heirs & widow. July 14, 1837 Martin Baum dec'd. late of Hamilton & had tract N part frac. S26 T1 R6 Mont. Co.O. 215 acres & had entered contract with John Baum of Mont. Co.O. for land & John would convey to his sister Polly Nutt 34 acres with improvments joining above tract on the south & also pay Martin balance due with interest. Heirs of Martin Baum dec'd. are Mary P. Ewing w/o Alexander H. Ewing, David Chambers Baum, Jacob, Elenor & Kershover Baum. Petition to execute deed. (pg. 215)

FEB. TERM 1838

PIERCE, DAVID Z. & Ralph P. Lowe vs George Shartle 28 Apr. 1836 contract for W 1/2 lot 12 Dayton. George & Nancy Shartle sold lot which Lowe & Pierce claimed not of usual size. (pg.220)

BARNHART, FRANCIS & wife Catherine, late Catherine Swallow widow of John Swallow dec'd., George Swallow, Thomas Sandham & wife Nancy heirs of dec'd. vs Lydia & William Swallow minors of dec'd. 28 July 1837 Petition for partition. Tract SE corner S19 T3 R6 -100 acres. (pg.232)

ODLIN, PETER vs John & Elila Hood et al 10 Mar. 1838 To have dower partitioned. Peter Odlin has 2/3rds. of 174 acres to be taken off west end of N 1/2 S3 T4 R3 land which Joseph Hood dec'd. owned & descended to his brothers & sisters to wit: Robert Hood, William N. Hood, Mary Hood w/o Robert Means, Jane Hood w/o Archibald Skinner, John Hood & heirs of ? McCormick dec'd. late Hood being James, Jane & William McCormick subject to dower of Elila Hood. Petitioner had share of Robert, Wm.N., Mary Means, Jane Skinner. John Hood claims share of McCormicks who reside in Cincinnati except James in the U.S. Navy. (pg. 241)

HECK, DAVID vs Chauncy Dalrymple & wife Sarah, Lewis Carrtwright & James Stillwell 1 Mar. 1836 David Heck adms. of James Cartwright dec'd. 1832 had bought of James Stillwell 4 acres in NE 1/4 S10 T4 R5 & Stillwell had never gave deed. Adms. ask for deed. Cartwright left widow Sarah now w/o Chauncy Dalrymple & one son Lewis Cartwright about 5 yrs. (pg.245)

BRENNER, JACOB S. & Dorothey adms. Lewis Brenner dec'd. vs Samuel Brenner & others. 17 Sept. 1836 Jacob Fogle of Greene Co.O., John Auche of Ind., Bartholomew Boocher of Mont. co. O. Samuel Brandenburg of Mont. Co.O. and Julia Ann Replogle in Mich., & Sarah Ann Replogle of Miami Co.O. minors of Nancy Brenner and Nelly Ann Brenner also a minor and heir of Nancy Brenner of Mont. Co.O. To correct error in settlement. (pg.252)

NEGLEY, JOHN C. adms. of William Mitburgh vs Lewis Shuey, Philip Gunckel Sr., William Gunckel, Robert Herd & heirs unknown of William Mitnurgh dec'd. 9 Dec. 1836 Owned lot 37 & 38 Germantown. Land two be sold for debts. (pg.256)

STRADER, SAMSON vs Jacob Strader et al 15 July 1837 In Nov. 1836 Henry Strader dec'd. & his wife Mary Magdalena made deed of 12 acres beg. SW corner of SW 1/4 S7 T1 R6 to orator which was lost or mislaid and not recorded. Heirs now in this stste Susanna w/o Jacob Swigart, Henry, John & Benjamin Strader, Sophia w/o ? , Mary w/o Charles Longman, Christiana, Elizabeth, Catherine Daniel Strader res. unknown & Jacob Strader of Mont. Co.O. (pg.264)

CONNELLY, ELIZABETH & John Neibel adms. of Charles Connelly vs Susan Waltz and others. 18 Nov. 1837 Charles Connelly co-owner with John Treon of lot 4 in Miamisburg and sold to Jonathan Swank. Connelly died without issue and legal title descends o 5 brothers & sisters: Susan w/o Evan Waltz, Sarah w/o Enoch Carter, Deborah & Rebecca Connelly in Pa. & Letitia w/o Evan Davis of Mont. Co.O. To have deed completed. (pg.267) Also pg. 269 lot 6 sold to William Boyd, and pg.290 Dower on 129.50 acres N 1/2 S25 T1 R6 & part S25 & lots in Miamisburg.

WAYMIRE, DAVIS adms. of Solomon Waymire dec'd. vs Nancy & Charles Dowell & Mary Waymire et al 2 Feb. 1838 Solomon Waymire owned NE 1/4 S26 T6 R6 & E 1/2 NW 1/4 same sec. & received patent & had sold to Henry Delong but had not given deed befor his death. Left widow Mariann & Nancy w/o Charles Dowell, Mary Waymire in Miami Co.O., Obedience, Daniel, Sarah Ann, Isabella (Ibba) and Wesley Waymire his children. (pg.271)

EMRICK, WILLIAM C. & Michael D. Gunckel adms. of Randal McClure dec'd. vs heirs of Daniel McClure dec'd. Owned land & had agreement tosell to Sheldon Richmond of Warren Co.O. of 48 acres & died without giving deed. Left widow Catherine & 4 children: Daniel 17yrs., Jeremiah 14, Catherine 11 & William 9

yrs. all of Mont. Co.O. Land in NW 1/4 S14 T3 R4 inc. sawmill, fulling mill & carding machine. (pg.273)

COLLINS, WILLIAM adms. of Joseph F. Hess vs heirs 3 Mar. 1838 Joseph Hess sold to John Giavilo lot on Hess plat in Dayton of lot 32 set off to Francis Hess. Joseph F. Hess left widow Eliza L. & heirs Vienna, Sabrina & Mary E. Hess. (pg.277)

BROWN, HENRY vs Elisha Brown 5 Mar. 1835 Henry Brown of Lorain Co.O. on 5 May 1818 moved with family from Stockbridge, Berkshire Co. Mass. to Brownhelm, Loraine Co.O. & gave to his brother Elisha Brown then in Mass. a Power of Attorney to sell real estate & collect debts. Frederick H. Brown s/o Henry Brown went to Mass. to collect monies due in 1827. Ask for accounting. (pg.279)

HUBLER, JOSEPH guard. of minor heirs of Rozwell M. Finton dec'd. 30 Apr. 1836 Ask for authority to sell land. Heirs : Alma E., Malvina & David P. Finton. Left widow Hannah now w/o Joseph Hubler. Owned lot in Miamisbug of 1 3/4 acres. (pg.294)

RENCH, JOHN vs William Woodward 30 Aug. 1836 Mortgage given for debts on lots in Salem, O. (pg.299)

WOLF, MARY vs Henry Soddard 31 Aug. 1836 Daniel Wolf died about 24 Feb. 1834 leaving petitioner & Catherine, John, Henry, Jacob, George & Rosannah Wolf his heirs. Owned N 1/2 lot 81 Dayton sold to Henry Stoddard. Mary Wolf ask for dower. (pg.303)

KUHNS, DANIEL vs William Anderson & Joel O. Sharp 17 Nov.1837 Lot 129 Dayton mortgaged and ask for sale to settle debt. (pg.307)

CRAWFORD, ARCHIBALD & Ziba partners vs John Childs 11 Dec. 1837 Crawford's partners with Childs to manufacture chairs. Partnership discontinued and ask for money due them. (309 &539)

JUNE TERM 1838

SOUDERS, HENRY & wife Hannah, Stephen Branaman & wife Mary vs John, Catharine, Rachel & Christian Hoffman, Findlay, Joseph, Rosannah H. & Susan Branaman. 11 Jan. 1838. Daniel Hoffman dec'd. owned S25 T2 R8 of 50 acres. He left 7 children: Hannah, Mary, John, Catharine, Rachel, & Christian Hoffman & Rebecca Branaman all of Mont. Co. O. except Rebecca now dec'd. since Daniel & left 5 children: Isaac, Findlay, Joseph, Rosannah H. & Susan Branaman of Mont. Co.O. Isaac being over 21 yrs. Petition for partition (pg.313)

RODES, JOHN & wife Catharine, Jacob Swartzley & wife Barbara, John Tobias wife Mary vs Catherine Ruby widow, Peggy Warrick, Samuel & John Ruby, Peter Saylor & wife Elizabeth, George Rodes & wife Sarah, Catharine Ruby 2nd., Sally, John, Jacob & Mary Ruby heirs of Jacob Ruby dec'd. 7 Dec. 1838 Jacob Ruby

owned SE 1/4 S14 T4R4 150 acres. He left widow & 9 children: Catherine, Barbara, Mary, Peggy Warrick (widow) & Samuel in Mont. Co.O. & John, Elizabeth & Sarah of Rush Co.Ind. & Jacob Jr. now dec'd. leaving 5 children: Catharine 14 yrs., Sally 12, John J4., Jacob 8, & Mary Ruby 6 all of Rush Co. Ind. Petition for partition. (pg.318)

CAMPBELL, JOHN D., David P., James & Rosannah w/o George W. Favorite vs William, Sheshbazzar B. & Samuel A. Campbell 22 June 1837 Petition for partition Rosannah Campbell dec'd. owned E end of NW 1/4 S14 T2 R8- 60 acres. She had one son John D. who died before her & left 7 children his heirs & heirs of Rosannah: John D. of Huntington Co.Ind., David P. of Grant Co. Ind., James of Mont. Co.O., Rosannah Favorite of Grant Co.Ind., William Campbell of Pulaski Co. Ark. over 21 & Sheshbazzar B. Campbell 18 & Samuel A. 16 of Grant Co.Ind. (pg.324)

OLINGER, JOHN vs Samuel, Hannah & Catherine Ullery 6 June 1838 Samuel Ullery dec'd. owned part of SE 1/4 S28 T4 R5 72 acres. He left widow since married to Jacob Swinehart & 9 children: Barbara w/o Christian Shively, Elizabeth Ullery, Esther wo Samuel Shively, Susannah w/o Jacob Ullery, John Ullery, Sarah w/o Samuel Ullery all of age & Samuel 19 May last, Hannah 16 & Catherine 14. Petitioner has dower & 6 parts of 72 acres & ask for settlement of balance of land. (pg.329)

SWINEHART, JACOB vs Samuel, Hannah & Catherine Ullery. 6 June 1838 Samuel Ullery dec'd. owned tract in NE corner S34 T4 R5 146.36 acres conveyed by David & Barbary Ullery Dec.23,1812. Jacob Swinehart had rights to dower & 6 shares. To have petition of land. (pg.334)

SUNDERLAND, AARON & wife Minerva vs John A. Irvin & others. 2 Mar. 1838 William Irvin dec'd. owned S end W 1/2 S21 T2 R6 60 acres. Martha Miller w/o Augustus Miller late Irvin widow of William entitled to dower. Heirs: John A., Eliza, Samuel, Isaac, Mary Jane & Elizabeth Irvin -minors. Minerva Sunderland late Irvin petition for partition ask for 1/7th part. (pg.340)

HARBESON, MATHEW of Hamilton Co.O. vs Lewis H.& Maria A.Brown & William Hart. 6 June 1837. Lewis H. Brown & wife Maria had SW 1/4 lot 224 Dayton & gave mortgage, then sold lot to Hart. Lot sold for debt. (pg. 346)

SNYDER, JOHN vs Daniel Shaffer Jr. 2 Oct. 1837 Owned tract part of S33 T2 R6 1 acre & gave mortgage. Sold to settle debt. (pg. 353)

REICHARD, PETER adms. of Thomas Hubler dec'd. vs Margaret, Catharine, Thomas, Levi, Emanuel, Lovina, Elizabeth, Miles, Susanna,& Margaret Hubler. Aug.7,1837 Thomas Hubler dec'd. owned tract in Dark Co.O. W 1/2 SW 1/4 S32 T12 R2 8- acres. He left widow Margaret & Catharine, Mary Ann, Thomas, Levi, Emanuel, Lovina, Elizabeth, Miles, Susanna & Margaret, minors

under 21. To have dower set off & land sold to settle debts. (pg.361)

COBLENTZ, ADAM & wife Elizabeth vs Jacob Coleman, John Darner & wife Elizabeth, Jacob, Henry, Adam, John, & Eli Routsong heirs of Joseph Coleman dec'd/ 6 Oct, 1837 Owned frac. S36 & part S35 T2 R6 -85.55 acres & 2.10 acres on Dayton-Lebanon Rd. title now pending. He left no widow or children. He had brothers & sisters: Elizabeth wo Adam Coblentz of Green Co., Jacob Coleman of Clark Co., Jacob, Henry, Adam, John, & Eli Routsong, & Elizabeth w/o John Darner children of Mary Routsong who died before Joseph & was his sister. Elizabeth, Jacob & Mary's children to have 1/3rd share. Land sold to settle estate. (pg.367)

COLLINS, WILLIAM adms. of Joseph F. Hess dec'd. vs Eliza L., Vienna, Sabrina & Mary E. Hess 3 Mar. 1838 Owned lot 33 Dayton & left wife Eliza S. Hess & children: Vienna, Sabrina & Mary E. Hess. Petition for partition in Mar. 1832 by Joseph F. Hess heir of John Hess dec'd. Land sold to settle estate. (pg.375)

HARSHMAN, JONATHAN, John Rench & Valentine Winters partners & Charles Wood & George S. Oliver- partners & Henry Tiffany vs David S. Hess, Ralph Lowe, George A. Bomberger, Corp. of Dayton & others 9 Sept. 1837 To collect on judgment. David Hess had owned land in Dark & Shelby Co.,& Dover in Tuscarawas Co. & sold all to Ralph P. Lowe for $1. to settle his debts for him. (pg.379)

BROWN, ROBERT P. adms. of Robert L. Patterson dec'd. vs Jefferson Patterson 15 Dec. 1836 Ask for accounting from Jefferson Patterson brother of Robert Patterson in settlement of their father Col. Robert Patterson estate. (pg. 394)

VANTUYL, OLIVER of Marian Co.Ind. vs Dennis Walsh & William Clark. To recover judgment on Dennis Walsh & wife Sarah D. Walsh of Joseph Co.Ind. who had sold lot 50 in Jones Plat to Wm. Clark his father-in-law of Mont. Co.O. (pg.408)

ARNOLD, JACOB vs Barbara Arnold (widow), Sarah, Susannah, Barbara, Fanny, Joseph, Samuel, Margaret, Anna, Henry, Noah, Moses, & Aaron Arnold of Mont. Co.O. & Elizabeth w/o Eli Smith of St. Joseph, Ind. & Samuel, John, Barbara, Jose Root of Darke Co.O. and Jacob Root & Catharine his wife of Darke Co. heirs of John Arnold dec'd. 17 July 1837 Jacob Arnold had verbal contract with his father to buy 104 1/2 acres in SW part of E 1/2 S36 T6 R4. John Arnold died Apr. 1837 leaving above named heirs. Root children being heirs of Mary Root dec'd. w/o Samuel Root of Darke Co. All except Mary & Elizabeth under age. At John Arnold's death he also owned 100 acres in Perry twp. Mont. Co.O. where he lived at time of his death. To have land conveyed to said Jacob Arnold. (pg.413)

BOWEN, NATHANIEL W. vs Charles Knight 16 Mar. 1838 An agreement to buy carriage shop in Dayton. Dismissed (pg.418)

LEHMAN, DAVID vs David Shaw 7 Apr. 1835 Shaw gave mortgage on NE corner S28 T4 R6 12 acres. To sell land for debt. (pg. 419)

WHICHER, STEPHEN JR. & wife Mary vs heirs of Robert Patterson dec'd. 3 Sept. 1832 Petition for partition. Robert L. & Jefferson Patterson 220 acres SW corner S6 T1 R6 To children of dau. Margaret 130 acres west end of S 1/2 S5 T2 R6 w/o Samuel Caldwell of Warren Co.O. her children: Mary Eliza w/o Stephen Whicher Jr. & Robert P. Welsh an infant. To children of dau. Rebecca 190 acres part of S 1/2 S5 T1 R6 w/o John Goodlett with right to occupy land till youngest of age. Children: Elizabeth A. Goodlett, Rebecca w/o Charles S. Crow, Margaret D., Catherine B., Nancy B., Jane, Harriet & John A. Goodlett. To children of dau. Elizabeth 190 acres adjoining Rebecca's land S 1/2 S4 T1 R6 with right to occupy till youngest of age, w/o James J. Nisbet both dec'd. Children: Mary M. w/o Lindsay McConnell, Elizabeth P. w/o Robert Hamil, Robert P., Jackson, Harriet, Rebecca & Charlotte A. Nisbbet. To children of dau. Jane all in E & S of land of Elizabeth's children on west side of Miami River in frac 3,4,9 & 10 T1 R6. Wife of John Steele with rights to occupy till youngest of age. Children: Elizabeth Jane, Andrew & William. To children of dau. Catherine 1/2 of NE 1/4 S32 T2 R7 & 100 acres on west side Miami River in frac. 3 & 4 T1 R6 purchased of Henry Brown still unsettled. Wife of Henry Brown dec'd. & their children-Robert P., Eliza Jane Brown & by her marriage to Andrew Irwin dec'd. one child Andrew Barr Irwin. Partition. (pg.433)

SEPT. TERM 1838

DUNBAR, ELON vs Joseph O'Brien, Valeria O'Brien Kendall adms., William H. & Mary Jane Kendall minor heirs of Christopher Kendall dec'd. 5 Mar.1837 Dunbar of Phila. Pa. Jacob Kerger conveyed lot 94 Miamisburg to settle debt of O'Brien, Kendall & Co. of Phila. Christopher Kendall died before deed was made & left heirs Mary Jane 11 yrs., Wm. H. 7 yrs.living with mother Valeria (widow) in Phila. Order to sell for settlement 2/8th to Dunbar, 3/8th to O'Brien, 3/8th to Kendall heirs. (pg.447)

BROWNING, EDMUND vs Thomas Clegg 9 Feb. 1838 Thomas Clegg & wife Anna had given mortgage on part of lot 3 in Dayton. Browning of Indianapolis, Ind. ask for debt to be paid or lot sold for settlement. (pg.452)

REED, SAMUEL vs Joseph Harter of German Twp. 15 Aug. 1836 Reed bought from Harter land in E 1/2 S2 T3R4. John Brower Sr. owned whole of E 1/2 of sec. & conveyed 83 acres off W 1/2 to his son John Brower Jr. & a deed to his son Abraham of 84 acres off South end & a deed to son Jacob Brower of 86 acres. Orator claims part deeded to Jacob is same sold to orator except parcel reserved to Eli Harter. Deed to Jacob Brower not recorded & held by Harter. Jacob Brower had by will of his father which he sold to Joseph Harter ca 80 acres except 2

acres to Eli Harter. To have lines of land settled. (pg.455)

FLORY, EMANUEL vs John & Esther Kimmel, & other heirs of Henry Flory dec'd. 20 July 1834 Emanuel Flory & Anna Flory (widow) named exe. Henry Flory died ca 1822 & left a will and widow died soon after. He had owned among other tracts mentioned in will was NE 1/4 S20 & NW 1/4 S21 T4 R5 where he had lived & devised to widow till yungest of age.He had left 12 children: Emanuel, Esther w/o John Kimmell, Sally w/o Abraham Weaver, Abraham & John Flory, Catherine w/o Martin Myers, Elizabeth w/o Isaac Stites (Seitz), Henry Flory, Rachel w/p Joseph Kuns, Jonathan, David, Nathaniel Flory all of Mont. Co. except Emanuel of Carroll Co. Ind. & Martin & Catherine Myers of Wayne Co.Ind. & Joseph & Rachel Kuns of Carroll Co. Ind. Henry's last 3 children minors, Nathaniel the youngest now ca 12 yrs. His will gave Abraham & John SW 1/4 Sec. 32 T4R5 with sawmill, to Henry & Jonathan SE 1/4 S32 T4 R5. Emanuel asks for home place to be sold because it was becoming run down and losing value. Land sold & charges against heirs & balance due heirs listed. (pg.468)

BROADAWAY, SAMUEL adms. of Ambrose Broadaway dec'd. vs John A. Broadaway 16 Mar. 1838 Insufficient money to settle estate and ask to sell S part of NE 1/4 S31 T2 R6 37.62 acres. Ambrose Broadaway left no widow & one child John A. Broadaway. (pg.484)

CONNELLY, ELIZABETH & John Neibel adms. of Charles Connelly dec'd. vs Susan Waltz & other heirs. 12 Mar. 1838 Charles Connelly was co-tenant with John Treon of undivided half of inlots 18,48 & 49 Miamisburg & had sold to George McElwee & had taken as payment lots 6,7 & 8 in Miamisburg & 2 notes. Charles Connelly share to go to 5 sisters: Susan w/o Evan Waltz, Sarah w/o Enoch Carter, Deborah & Rebecca Connelly all of Pa. & Letitia w/o Evan Davis of Mont. Co.O. To give clear deed to McElwee & collect notes to settle estate. (pg.488)

MUNGER, WARREN adms. of Christian Oblinger dec'd. vs William, Martha Jane, Charles W., Horatio P. & Susan Oblinger. 19 Sept. 1834 Oblinger had contract of which he was to deed lots in Dayton for the building of a house for Oblinger. He had deeded 2 lots and died before conveying the other lots. He left heirs under 21 (named above). To complete contract. (pg. 491)

PHILLIPS, JONATHAN D. vs Ziba Crawford & Trustees of Dayton twp. 2 July 1838 Phillips owned 28 acres in S3 T1 R7 near Dayton. Road had been established from Dayton to Franklin & Cincinnati. Phillips owned land on west side & Crawford the supervisor of roads and the Trustees want to change the road to the west & are removing dirt & gravel from Phillips land. (pg. 495)

BROWN, LEWIS H. vs James Cummings, William F. Spinning & William Potter 10 July 1838 Lots in Dayton mortgaged. For settlement of ownership & boundary lines. (pg. 499)

OWEN, GEORGE vs Ebenezer & John Heald & Robert Vincent, John W. VanCleve, Nathaniel Hart & Asa Johns- Trustees of Dayton twp. 6 June 1838 Owen has lot 18 S. of Dayton being 5 acres on state road to Cincinnati. Claim of a stone culvert being constructed over Seely Basin not on true line. (pg. 519)

DOWELL, CHARLES & wife Nancy late Weymire of Miami Co.O. vs Mary Ann Weymire widow of Solomon Weymire dec'd. & Obedience, Mary, Daniel, Sarah Ann, Isabel & Wesley Weymire. 6 Mar. 1838 Petition for 1/7th share of SE part S12 T5 R5 of 111.18 acres & piece in SE 1/4 S12 T5R5 of 60 acres, also NW 1/4 S15 T4 R6 of 160 acres in Miami Co. & NW frac. S24 T6 R6 of 46.62 in Piqua land district in Allen Co. O. Obedience & Mary Weymire of age & living in Miami Co.O., Daniel Sarah Ann, Isabel & Wesley minors in Mont. Co.O. To have dower set off & petition made. (pg. 524)

DAVIS. JACOB & William Davis vs David Davis & others 28 Mar. 1837 Jacob & William Davis state their mother Mary Davis owned inlot 254 in Dayton. Mary Davis died ca 1 Sept. 1819 & left children: Daniel, David, John, Lewis, Jacob & William each intitled to 1/6th. Petitioner had released his share to Daniel who died 23 Nov. 1821. Widow Catharine Davis sold the 2 shares to settle debts to John Davis & sold some to Jacob Davis. Lewis Davis s/o Mary Davis died 26 Oct. 1824 & left widow Sarah Davis & 3 children: George, John & Sarah Ann Davis. Jacob & William had obtained other shares & ask for deed. (pg.532)

GALLAHAN, JOHN vs Theophilus Reed, Arthur Grimes & John Anderson 11 July 1836 To recover judgment on debt owed. (pg.545)

HUFFMAN, WILLIAM vs John B. Fennimore 26 Feb. 1838 Complaint filed book D pg. 185 (pg. 550)

REPPETO, GRANVILLE Y. vs Alvan Eddy, Daniel Eichelbarger & Jacob Davis 26 Aug. 1834 Reppeto entered in partnership with Eddy for a Coffee house & grocery in Dayton. Eddy had judgment against him and attachment made on stock of the Coffee house. Reppeto ask for his share of business. (pg.553)

THARP, BENIAH & Margaret Slider adms. of Elijah Slider dec'd. vs Frances Ann, Mary Jane, Samuel, Amanda, Lucy, David, & Harriet Slider. 8 Sept. 1836 To sell some land to settle debts, He owned outlots S of Dayton. Left widow Margaret & 7 children (named as defendents). (pg. 560 & Vol.F. pg 72)

LONG, PETER guard. of Elizabeth, Susan, Catherine, John & Cornelius Dilts heirs of Cornelius Dilts dec'd. Petition for sale of land 10 Mar. 1838 Minors with brothers & sisters William, Margaret, Jane, Joseph & Mary Ann entitled to 1/11th share of their grandfather Francis Dilts dec'd. Francis Dilts died & had owned part of NW S32 T2 R6 & also part of S10 T1R6

of 169.68 acres next to Henry Weaver land conveyed by David Lamme to Francis Dilts 1826 & also lot 6 in Alexanderville & interest of 1/4th as tenent in common with Jacob Benner, James Russell & John Taylor in 23 acres S32 T2R6 residue after laying off town of Woodburne. Francis died leaving widow & 11 heirs, one Cornelius dec'd. before his father. (pg. 566)

ALEXANDER, AMON & ADAM C. partners vs Benjamin B. Gorton & William Huffman 5 Aug. 1837 debt ask for lot in Dayton to be sold. (pg. 572)

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RIEGLE, SIMON adms. of Henry Fahl,vs Deitri, George & John Fahl & Elizabeth Moyer 25 June 1838 Henry Fahl dec'd. owned part S9 T2 R5 - 160.08 acres & left Dietri & George Fahl of Darke Co., John Fahl of Schuylkill Co. Pa. & Elizabeth Moyer in Carroll Co. Ind. Ask for sale of land to settle estate. (pg.1)

GRUBB, JOHN vs Peter Kneppty 1 Mar. 1837 Peter Kneppty of Lehigh Co.Pa. owned E 1/2 SW 1/4 S29 T3 R5 part in Mont. Co. & part in Butler Co.O. To have land conveyed by deed. (pg.6)

SMITH, EDWIN & Daniel M. Resor vs Timothy Squire & Horace G. Philip 4 Aug. 1837 Squire owned W part S33 T2 R7 59 1/2 acres from heirs of David Squire dec'd. and gave mortgage. Sale made to settle debts. (pg.11)

FOOTE, EZRA & ROBERT BOWLER partners vs Jesse Weidner & wife Nancy 22 May 1838 Weidner gave mortgage on lots in Farmersville. Ordered sold for debt. (pg.25)

OBLINGER, MARY vs William J. Oblinger et al heirs of Christian Oblinger dec'd. 5 July 1838 Christian Oblinger died Sept. 1837 and left widow Mary & children: William J., Martha Jane, Charles W., Horatio,& Susan Oblinger minors. To have dower set off of lots owned in Dayton. (pg.30)

WORMAN, SARAH vs Margaret, Joshua, Mary Ann, Mathuselah, David 2nd., William, Matilda, Jacob & Martha Jane Worman. 10 Sept. 1838. Jacob Worman dec'd. owned lots in Dayton and Sarah Worman, widow ask for dower. (pg.37)

ROBBINS, SAMUEL S. vs Peter Sunderland & wife Ann, Enos Doolittle & wife Bathsheba, Joseph Fisk & minor heirs of Joseph Fisk & his wife Mary (dec'd.) late Mary Robbins being Shelden, Clinton, Samuel & Elvina Fisk. 4 Oct. 1837 Heirs of Benjamin Robbins dec'd. Land SW 1/4 S25 T2 R6 & 212 acres in N part of NW 1/4 S30 T3 R5 except 50 acres in NW corner deeded to Samuel by Benjamin & wife Bathsheba Robbins & also some town lots in SE section. Samuel S. Robbins ask for his 1/9th share as an heir. Other heirs: Ann w/o Peter Sunderland, Bathsheba w/o Enos Doolittle, Mary dec'd. w/o

Joseph Fisk their children (named above) of Mont. Co.O.; Abigail Cavender widow of Samuel dec'd. of Green Co.O.; Elizabeth w/o Thomas Nolen of Mercer Co.O., Levi N. Robbins; heirs of Richard Robbins dec'd. being Sarah w/o Roswell Barber, Mary w/o Madison Curvaret, John, Bathsheba, Benjamin, Rebecca, Rachel, David, Roswell, Samuel, Serelda Ann minor heirs of said Richard Robbins dec'd. who died since Benjamin Robbins death and left widow Lydia Robbins entitled to dower. Also minor heirs of Aaron Robbins dec'd. being Amos, Bathsheba, Deborah & Howell Robbins of Miami Co.O. Petition for partition. (pg.45)

WEAVER, JACOB vs Christian, John, David Martin . 18 Mar.1839 John Garver dec'd. owned land in NW 1/4 S9 T4 R4 and in NW corner of NW 1/4 S8 T4 R4 - 11 acres. He left children & grandchildren heirs: Abram Garver, Christian Garver, Anna w/o Jacob Boomershine, Elizabeth w/o Adam Bowers, Barbara w/o Peter Eikenberry & Christian, John & David Martin minor heirs of Christiana Martin dec'd. d/o John Garver dec'd. & died before her father. All children had deeded to Jacob Weaver who has 5 shares. Elizabeth Garver widow of John Garver has since died & Jacob Weaver wants partition made. (pg.55)

SIMMS, WILLIAM adms. of Moses Hatfield vs George A. Hatfield et al heirs 15 Sept. 1838 Moses Hatfield owned part of lot 54 in Dayton. He left widow Elizabeth since dec'd. & children: George A., Israel S., William J., & Moses P. Hatfield last 2 minors. Lot to be sold to settle estate. (pg.59)

SHEDD, JAMES A. vs John Butler 2 July 1838 Butler gave mortgage on lots in Dayton. Sold for settlement. (pg.64)

BAKER, JOHN vs Lydia, Catharine, Hannah, Mary Ann, Henry, William, David, Jacob, Elizabeth Oswalt & Michael Baker. 2 July 1838 Jacob Oswalt dec'd. of Darke Co.O. owned E 1/2 SW 1/4 S21 T6 R4 & sold to Michael Baker & delivered patent dated Apr.17,1828 & states deed wrong as to E 1/2 of SE 1/4 instead of SW & Michael Baker & wife Catherine had sold to John Baker. Jacob Oswalt dec'd. about 4 yrs. ago & left 9 children his heirs: Lydia, Catharine, Hannah & Mary Ann (idiot) Oswalt of age in Darke Co.O., Henry 17, Wm. 12, of Darke Co.O., David 19, Jacob 18, Elizabeth 10 in Ind. Ask for a good & valid deed. (pg. 67)

PALMER, HIRAM vs Gooding Holloway 15 June 1838 Mortgage on lot 60 in Miamisburg. Ordered sold for debt. (pg.76)

DAVIES, EDWARD W. vs Nicholas Longworth, Moses B. Pearson & Robert A. Thurston 13 Sept. 1838 Longworth of Cincinnati had agreement with Pearson on 5 acre lot adjoining Dayton to plant trees & build a house & make payment for land. Pearson now of Ind. sold to Thurston, who sold agreement to Davies. Land sold for debt. (pg.79)

BROWN, THOMAS & David Stephenson partners vs Frederick S.

Sage & wife Nancy 15 Feb. 1839. Sage gave mortgage on lots in Dayton. Dismissed (pg.83)

MILLER, MICHAEL vs John Anderson & Benjamin Hall 11 Feb. 1839 Michael Miller of Miami Co.O. had judgment on Anderson. Anderson had lot south of Dayton & sold by Hall, Sheriff of Mont. Co.O. for other debts. Jacob Williams of Miami Co. O. also had judgment against Anderson. (pg.85 & 87)

SKINNER, ROBERT J., James Brown, William Sawyer, John Shelby, George Patton, John E. Shively, Philip Kellar, Emanuel Gebhart, Henry Slaght vs James, William & Thomas Slaght 30 Aug. 1838 James Slaght elected Treas. Mont. Co.O. for 2 yrs. & petitioners his sureties. James Slaght sold Sec. 16 & did not turn over money to next treas. Slaght owned lots in Dayton supposed sold land to his sons William & Thomas Slaght. Dismissed (pg.90)

COUPEE, ALEXANDER B. vs Warren Munger & Gabriel Oblinger adms. of Christian Oblinger dec'd. 28 June 1838 Coupee owned lot & house in Dayton sold by Sheriff for a judgment & Christian Oblinger was to bid for porperty for benefit of orator & convey same. Ask that adms. to keep agreement made by Christian Olinger. (pg.94)

RANKINS, JOSHUA vs Susan, Jacob, Mary, & Rebecca Musselman, John Rikerd & wife Susan, Michael Rikerd & wife Elizabeth. 7 Sept. 1838 David Musselman died ca 18 May 1832 & left widow Susan & Jacob, John, Mary, Rebecca, & Samuel Musselman, Susan w/o John Rikerd, Elizabeth w/o Michael Rikerd & Ann w/o Joshua Rankins all of Mont. Co.O. David Musselman owned NE 1/4 S29 T5 R4 147acres. Rankins has bought some shares & now had 4/8 & ask for partition. (pg.97)

CRUSEN, DAVID H. vs Abraham Wilson 6 Sept. 1837 Crusen of Shelby Co.O. had bought of Wilson tract in Cynthiana twp. Shelby Co. NE 1/4 S31 T10 R5. Wilson had bought of Richard Ditto & had given mortgage. Crusen wants land conveyed and clear deed given. (pg.98)

DILS, BARBARA vs Francis Dils Jr. & other heirs of Francis Dils dec'd. & Valentine Pentzer 6 Apr. 1838 Barbara Dils widow of Francis Dils Sr. who died 23 May 1837 had part NW S32 T2 R6 3/4acre & part S10 T1 R6 169.68 acres & lot 6 in Alexanderville & 1/4 interest in 23 acres S32 T2 R6 residue after laying off town of Woodburne & 240 acres in neighborhood of White River in Ind. Barbara Dils says adms. of Francis J. Dils & son-in-law John Newman had contract to obtain dower rights which she claims contract a fraud as the lots were in Ind.Heirs of petitioner are William, Margaret, Jane, Joseph, Mary, Elizabeth, Susan, Catharine, Ann, John & Cornelius. Children of Cornelius are William, Peter, Adam, Francis & Richard. The children of John dec'd. are Jane Ackar, Betsy Taylor,Mrs. Doty, Margaret Newman & Mrs. Carter. She ask for contract be set aside. Tract had been sold to Valentine Penser. Jane Acker & Adam Dils served papers by Sheriff of

Lucas Co., Edmond & Mary Carter of Madison Co. Ind., Peter & William Dils of same county, Stephen & Elizabeth Taylor, Benjamin & Catharine Doty, John & Margaret Newman of Clinton Co. Ind. John Dils died Feb. 1838- heirs in Allen Co. O. (pg. 102)

SHIDLER, HENRY vs George Brower guardians of heirs of Joseph Shideler dec'd. vs Josiah, Jonathan & Gabriel Shideler. 19 Sept. 1837 Henry Shideler father of petitioner died Feb. 1830 & had land part of NE 1/4 S30 T4 R4 where he died & left Henry, Lewis, & Jacob Shideler, Susan Eikenberry, Christiana Shively his children & Josiah, Jonathan & Gabriel (youngest ca 12yrs.) Shideler his grandchildren & children of Joseph Shideler dec'd. s/o Henry Shideler dec'd. Joseph Shideler died indebted for land. Petitioner had paid to Ann Shideler for Joseph's children share. Ann Shideler since dec'd. & ask court to clear deed on land as petitioner has obtained other shares. (pg. 112)

MILLER, JOHN L. vs Henry A. Pearson July 7, 1838 Henry Pierson adms. of Prudence Pierson dec'd. sold lot in Dayton and ask for deed to be made. (pg. 115)

JULY TERM 1839

DANBURY, GEORGE W.S. vs David B. & Cordelia A. Willson 17 Sept. 1838 Dacid & wife Cordelia Willson gave mortgage for debt on tract in part S36 T2 R7 39 acres. (pg.119)

DAVIS, CATHARINE vs Jacob & William Davis 2 July 1838 Catharine Davis widow of Daniel Davis & owned 1/3 part lot 254 in Dayton.Daniel Davis died about 19 Nov. 1821. Lot owned by Mary Davis and by will gave to her children: John, Daniel, David, Lewis & William V. & Jacob Davis. Jacob Davis indebted to brother Daniel & conveyed rights & interest in lot & other lots in Preble Co. Daniel had 1/6th part & the 1/6th part of Jacob conveyed for security of debt. Lewis Davis dec'd. and left widow Sarah & children: George, John & Sarah Ann Davis, minors. Catherine Davis ask for dower. (pg.123)

BERKSHIRE, HENRY vs Johm Mahard Sr. & Jr. & William Davie partners 30 June 1838 To collect for hogs delivered to company which cut & packed pork. (pg. 131)

STEELE, JAMES vs John Steele & others 18 Mar. 1839 James & Samuel Steele now dec'd. were tenants in common of part S21 T2 R6- 136 acres & 173 1/2 acres frac. of S27 & 28 T2 R6 part of 200 acres partitioned off to heirs of Joseph Pierce dec'd. & 32 acres deeded to Samuel Steele (who died 16 Feb. 1839 leaving no children), John Steele of Dayton, Nancy w/o Rev. John Thompson of Crawfordsville, Ind., Sarah w/o David Glass of Fayette Co. Ky.,Mary w/o Isaac Tate of Green Co.Ky., Jane w/o Theophilus McPheeters of Natja(Natchas), Miss. being petitioner's brothers & sisters of Samuel Steele dec'd.Elizabeth Barr also a sister dec'd. leaving heirs: Robert S. Barr in Mo., Mary w/o Lloyd Warfield in Lexington, Ky. Also had sister Margaret w/o John Moore dec'd. and left several children unknown & living in Mo. Petitioner ask for 1/8th share. (pg.135 &172)

ZELLER, JOHN et al vs Mary Zeller et al 4 Apr. 1839 John & Abie Zeller adms. of Michael Zeller dec'd. Eichelberger had purchased of Michael Zeller lot 142 in Germantown who died with out making conveyance. Michael Zeller left Mary (widow) & 6 children: Elizabeth w/o Michael Schlife, Margaret w/o Joseph Kumler, Malinda, Abiah, Catharine & Mary Ann Zeller. (pg.143)

KEILER, JOHN vs Jacob Coleman & others 5 Aug. 1837 John Keiler of Green Co.O. Joseph Coleman dec'd. had tract off N end of NE 1/4 S35 T2R6 & sold 2 acres to Keiler & died without making deed. Joseph Coleman left only one brother Jacob Coleman of Clark Co. O. & one sister Elizabeth w/o Adam Coblentz of Mont. Co.O. and a sister Magdalena dec'd. before Joseph and left heirs Jacob Routsong of Mont. Co. & Elizabeth w/o John Danner of Frederick Co.Md., Henry Jr., Adam, John & Eli Routsong of Green Co.O. Jacob Coleman died since last term and left heirs Joseph, David of Mont.Co., Geroge of Wash. Co.Md., Mary w/o Elijah House of Delaware Co.O. (pg.145)

HIKES, ANDREW vs John Hikes & others 20 June 1838 George Hikes

dec'd. owned part S25 T5 R5 30.25 acres near Little York. He left Elizabeth Huffman (widow), Jacob, George of age, David, Samuel, William, Isaac & Juliet Hikes minors in Mont. Co.O., Maria w/o John Hartsinger of Lafayette Co.Ind., Rachel w/o David Jennings of Williamsport, Ind. To have deed for undivided half according to will of George Hikes. (pg.153)

READER, DANIEL H. & JOHN J. vs William & Isaac Reader 8 Feb. 1839 John J. of Mont. Co. O. & Daniel H. Reader of Ft. Wayne, Ind. heirs of Daniel H. Reader of Mont. Co.O. dec'd. left real & personal property. William Reader brother of dec'd. and Uncle of petitioners & Isaac Reader brother of petitioners, amd another brother Abraham died without issue & petitioners ask for their 1/5th share. There are 2 other surviving heirs other than above 3 named to wit: sisters Elizabeth & Sarah Gillis. (pg.158)

GUNKEL, PHILIP & WILLIAM vs unknown heirs of William Mitburg dec'd. 17 Sept. 1838 Gunkel sold inlot 233 in new addition of Germantown & gave title bond. Mitburg died Oct. 1836 and has no known heirs in America & orators ask for title bond returned & debt cancelled. (pg.161)

HYRE, DANIEL vs Joseph McBride 7 Sept. 1838 McBride of Upper Canada owned tract SE 1/4 S28 T5 R5 & had contract to sell to Hyre. To obtain deed. (pg. 165)

FIET, CHARLES vs Henry Hipple et al 16 Mar. 1839 Henry Slack had judgment against Hipple & Charles Fiet was his security. Henry Hipple had 118 acres in SW 1/4 S19 T5 R5 & 10 acres adjoining in S30 & 10 acres in S25 T6R4 and deeded tract to Joseph & Noah Kinsey. Orator claims fraud in order to not pay judgment to Slack. (pg.168)

SEPT. TERM 1839

SCHWARTZ, BENJAMIN, JONATHAN MEEKER & John Shellaberger vs William Cox, Daniel Eichelberger & John Garner. 15 Sept. 1838 William Cox supposedly had patent from U.S. for improved house paint & soldright to sell paint which was found to be worthless. (pg.174)

WOLF, JACOB vs Timothy Squire 15 Sept. 1837 Debt Squire owned tract in W 1/2 S33 T2 R7 591/2 acres & gave mortgage. Other liens on tract. Sale ordered to settle claims. (pg.186)

COOPER, BENNETT vs Frederick H. Byran 5 Apr. 1839 Byran bought lot in Dayton of Henry Bacon & gave mortgage. Henry had assigned interest to Albert McClure who assigned interest to Bennett Cooper. Lot sold to settle debt. (pg.192)

MILLER, JOHN vs John F. Oschman & wife Anna Maria 13 Mar. 1839 Oschman now of Miami Co.O. was indebted to Miller and gave mortgage on property in Miamisburg. Sold for debt. (pg.199)

OHIO LIFE INS. & TRUST CO. vs John Lehamn & wife Sarah 24 July

1839 Lehman gave mortgage on lot 53 Dayton & gave mortgage. (205)

BECK, PETER vs JOHN BURNETT & wife Sarah 4 Jan. 1838 Burnett gave notes backed by mortgage on lot 37 Liberty. Beck gave notes to Joseph Clingenpeel J.P. to hold as collateral & Clingenpeel has absconded with notes. (pg. 207)

TOWNER, ERASTUS W. vs David Stone 14 Mar. 1838 Towner & Stone partners in buying and selling flour. Ask for equal share of proceeds. (pg. 212)

LINK, ADELINE, JACOB, JOHN, & SARAH by Henry McGrew, friend vs George Link 8 Sept. 1838 Orator under 12 yrs. George Link owned 120 acres E 1/2 S25 T2 R7 who sold 1 acre to son Daniel Link on SW side on road from Dayton to Waynesville. Daniel Link died 1836 leaving widow & orators his heirs. To have deed made for the acre. (pg.225)

HOOD, JOHN vs JAMES, JANE, SAMUEL McCORMICK 20 July 1839 Defendants guardians of William W. McCormick a minor of Cincinnati, Hamilton Co.O. Tenants in common of undivided 1/6th part of 174 acres in Mont. Co. N 1/2 S3 T4 R5 of which 1/6th part held by James, Jane,& Wm.McCormick heirs of Joseph Hood dec'd. subject to dower. Guardians had sold 1/6th to Joseph Hood & want to give deed. (pg.231)

STONE, DAVID & R.R.BROWN vs Albert & Nancy McClure & R.J. Brockway 11 Feb. 1839 Brown & Stone sold McClure lots in Dayton and gave mortgage. (pg.234)

SMITH, GEORGE W. guard. of John Miller minor vs John Miller 12 Oct. 1839 John Miller minor sole heir of John Miller (called Dutch John) dec'd. Miller born in Germany and no relatives in U.S. except John the wife being dec'd. John Miller born 6 July 1829 by affadavit of Mrs. Roth a neighbor. Miller had owned lot 87 Dayton. Guardians ask to build on lot N side of 2nd. called old Market St. between Main & Jefferson in order to reap better benefits for ward. (pg.241)

BROWNING, EDMUND vs Thomas Clegg 25 Feb. 1839 Browning now of Indianapolis, Ind. Thomas & Anna Clegg gave mortgage for debt on lot. Sold for debt. (pg. 245,250)

COOPER, BENNETT vs William Cox & Daniel Eichelberger 24 July 1838 Cox supposed to have patent for improvment of new paint & orator obtained rights to vend in Tenn. & Ala. Claims paint no good. (pg.254)

MARCH TERM 1840

DUTTON, BENJAMIN vs John L. Maloy, James Brown & Philip Kellar 25 Aug. 1834 Dutton bought 1/2 of apparatus for printing newspaper in Dayton titled Dayton-Whig & Miami Democrat from Brown.& later sold half interest to Maloy. Suit to collect notes Maloy gave for purchase of printing co. (pg.276) also pg.

276 vs Richard Disney, John Maloy & James Brown. Maloy had bought of Disney share of printing co. To have accounting of business. Pg. 282 vs James James Brown & Jacob Davis. Also pg. 290.

HOFFMAN, JOHN & HENRY LIMBERT adms. of George Hoffman dec'd.vs Philip, Joseph, Lewis, Jesse, Levi, George, Catharine, Barbara, Magdalena, William, & Jeremiah Hoffman. 4 Oct. 1840 George Hoffman owned SW 1/4 S23 T5R5 & sold to son Joseph part of 1/4 of 100 acres & survey was 1061/2 acres. George left children: Philip, Joseph, Lewis, Jesse, Levi, George, Catharine, Barbara, Magdalena of age in Mont. Co. O. except Philip in Shelby Co.O. & left grandchildren minor s/o John Hoffman dec'd. Jeremiah ca 13 yrs. in Mont. Co. & William Hoffman ca 12 yrs. in Tippecanoe Co.Ind. To have deed made. (pg.312)

BRABHAM, ELISHA adms. of John B. Fennimore dec'd. vs Eliza Jane& Harriet Fennimore & Louisa w/o ? Ward 5 Apr. 1839 To settle estate. Owned part of lot in Dayton. (pg.317)

COX, KELLY (father) guard. of John 13yrs., Oliver 11 yrs. minors. 5 Mar. 1840 Petition to sell real estate N1/2 inlot 8 Pierson Plat Dayton,O. conveyed by Prudence Pierson. (pg.324)

BOONE, ISAAC vs John, Johm Jr., Elizabeth, Abraham, Jacob, Samuel, Daniel, William, Philip, Joseph, & Emanuel Boon 13 Sept. 1838 Abraham Boon dec'd. owned part S13 T3 R5 90.52 acres & part NE 1/4 S23 & NW 1/4 S24 T3 R5 9+ acres and makes farm of 100.03 acres, also part S23 - 56+ acres. Abraham Boon dec'd. left 11 children: Isaac & Abraham Boon of Rockingham Co.Va., John of Wabash Co.Ind., Jacob of Miami Co.Ind., Elizabeth w/o John Rohrer of Henry Co.Ind., Samuel 20 or 21, Daniel, William ca 16, Philip 14, Joseph 12, Emanuel 11 of Mont. Co.O. Philip of Miami Co. Ind., & Joseph of Wabash Co.Ind. Land bought by Isaac Boone. (pg.327)

STODDARD, HENRY vs Harriet & John Goodlet 10 Jan. 1840 Robert Patterson dec;d. owned S 1.2 S4 & 5 T1 R6 & gave to children of dau. Rebecca 190 acres. Rebecca w/o John Goodlett of Nelson Co. Ky. had 8 children: Rebecca P. w/o Charles L. Crow, Elizabeth A., Margaret V., Catherine B., Nancy M., Jane S., Harriet L. & John Adam Goodlet. Petitioner had bought 6 shares & wants partition of land. (pg.335)

STODDARD, HENRY vs Alexander, James, David, Frederick, Martha,& Edward Huston, & Elizabeh w/o Joel Elwell 25 July 1839 Edward Huston dec'd. owned 25 acres S30 T2 R6 as an heir of Alexander Huston. Edward Huston left widow Rachel & 8 children: Thomas, Alexander, Edward & Martha of Mont. Co.O., Frederick of Clermont Co.O., Elizabeth w/o Joel Elwell of Ind., James, David Huston of Mont. Co.O. Edward & wife Elizabeth conveyed to petitioner 1/8th share & ask for partition of land. (pg.341 & Vol.D pg.61-101)

KELLY, MOSES vs minor heirs of John Kelly dec'd. 29 July 1839 Moses Kelley guard. of Emeline, Clinton W., & Hannah Ann Keller

minor children of John Kelly dec'd. & have 1/3rd part of lot subject to dower of Mary Kinney formerly w/o John Kelly dec'd. in E 1/2 NE 1/4 S29 T3 R5 -81 acres. To have sale of lot for benefit of children. Mary w/o John C. Kinney. (pg.350)

STEELE, JOHN vs James Steele & other heirs of Samuel Steele dec'd. 2 Aug. 1839 James & Samuel Steele tenants in common of tract of 136 acres S21 R2R6 also 173 1/2 acres in S27 & 28 T2 R6 with mill. Samuel also had N 1/2 lot 61 in Dayton & frac. in S26 of 15+ acres. Samuel Steele died 16 Feb. 1839 leaving no children. His heirs being brothers & sisters: James Steele of Dayton, Nancy w/o John Thompson of Crawfordville, Ind., Sarah w/o David Glass of Fayette Co.Ky., Mary w/o Isaac Tate of Green Co. Ky., Jane w/o Theophilus McPheeters of Natches, Miss.,& John Steele. He also had a sister's Elizabeth Barr dec'd. who left children: Robert L. Barr in Mo. & Mary w/o Lloyd Warfield in Lexington, Ky. and another sister Margaret w/o John Moore dec'd. and left children unknown in Mo. To have partition of land owned by Samuel Steele. (pg.354)

EAGLE, DAVID B. & Ann vs James Small & others 21 Sept. 1839 Petition for partition Richard Mason dec'd. owned part S1 T1 R6 of 97 acres tract made in partition of James Small & wife Catharine vs heirs of Richard Mason & set off to Frances Mason as dower. Ann Eagle one of the children of Richard Mason dec'd. is entitled to 1/5th share. Heirs of Richard Mason: Catharine s/o James Small, Rebecca w/o James Brown, David Mason a minor, & Richard Parsons s/o John L. & Frances Parsons both dec'd. and Frances being d/o Richard Mason dec'd., & Ann w/o David Eagle. David Eagle has purchased 2 shares & now entitled to 3 shares. (pg.371)

KARGER, JACOB vs Isaac Hoover 2 Apr. 1839 Lot 119 Miamisburg sold to Hoover and gave title bond. Isaac Hoover has absconded & Karger ask for sale of lot for debt. (pg. 378)

HARRIS, JAMES B. vs Samuel & Sarah Jane Smith & William Potter. 2 Aug. 1839 Samuel & wife Sarah Jane Smith in debt to Harris & gave mortgage on lot 72 Dayton. To have lot sold for debt. (pg.382)

THORN, HENRY B. adms. of John Dils dec'd. vs William, Stephen, Francis & Martha Dils of Allen Co. 11 Oct. 1839 John Dils dec'd. of Allen Co. had given power of attorney to Francis Dils to sell his interest in real estate of his dec'd. father Francis Dils part of S10 T1 R6-169.68 acres. He had agreed to sell before John Dils death & ask for deed to be made. To have 1/11th part. Names-1.William Dils & wife Jane,2.Peter Dils & wife Mary (Polly),3.Richard Dils & wife Mary,4.Mary w/o Edward D. Carter of Madison Co. Ind.,5.Elizabeth w/o Stephen Taylor of Clinton Co.Ind.,6.John Dils & wife Ellen,7.Adam Dills & wife Martha of Wood or Lucas Co.O.,8.Margaret w/o William Creager, 10.William T. Dills,11.Mary Ann,Jane Dills (widow) of Mont. Co.O.9.Benjamin &Catherine Doty. Also mentiones John & Jane Stokes. (pg.388)
Pg. 395- lot 11 Alexanderville, Mont. Co. O. Francis Dils bought

of brother John his 1/11th part. Defendants heirs of John Dils of Allen Co.O. minors.

HARSHBARGER, JOHN & wife Malinda vs Joseph, W.B., John, Henry, Cyrus, & Eve Kepler. 24 Sept. 1840 William Hart dec'd. owned SE 1/4 S5 T5 R5 & by will gave dau. Elizabeth Kessler w/o Henry Kessler where she lives of 105 acres & at her death to her children. She died leaving 7 children: Malinda (petitioner), Joseph, William B., John, Henry Jr., Cyrus, Eve of Ind. The father Henry Kessler has since married and moved from the farm. Ask that partition be made. (pg.397)

MARKER, HENRY G. guard. vs Joseph, David & John Marker 24 July 1838 Joseph Gripe by will gave part pf SW 1/4 S34 T5 R4 to Catherine Gripe his dau. w/o Henry Marker. Catherine Marker died 26 May 1837 and father wants to sell & reinvest money for benefit of the heirs of Catherine. Their children: David 5yrs., John 4 yrs., Joseph 9 yrs. Dismissed. (pg.406)

SHEDD, JAMES A. guard.of David Pressel- insane person vs Harriet, William, Magdalena, Christian, Benjamin, Catharine, Elila, & Mary Pressel 6 Mar. 1839 David Pressel owned land Perry twp. NW 1/4 S20 Tr R4 160 acres. He had wife Hannah & 7 children. Guard. wants to sell 60 acres to pay debts and support David Pressel. (pg.410)

MAY TERM 1840

SILVER, DAVID & wife Eliza vs Harvey Munger et al 30 June 1838 Jonathan Munger dec'd. Nov. 1837 leaving widow Sarah of Mont.Co. & children: Eliza w/o David Silver & Harvey Munger of Warren Co., Charlotte w/o Ethel Kellogg, Antha w/o Thomas Stretch in Tippicanoe Co.Ind. Co.O. Jonathan Munger owned 280.02 acres in S4 T2 R5 Wash. twp. & land ClearCreek twp. Warren Co. Jonathan & wife Elizabeth Munger had 6 children. Widow to have dower. Children: Harvey, Eliza Silver, Charlotte Kellogg, Antha Stretch, Mary Morgan (w/o Simon)dec'd since filing leaving children,minors: Jonathan M., John W, Charles H., William H. & David S. Morgan of Tipp. Co. Ind. To settle Jonathan Munger estate. (pg.415)

WORMAN, JOSHUA vs Margaret, Mary Ann, Mathusaleh, David, William, Matilda, Jacob, & Martha Jane Worman. 25 July 1839 Jacob Worman dec'd. owned lot lots adjoining Dayton and SE 1/4 S12 T2 R7 Greene Co.O. In his lifetime he agreed to sell parcel of out lot 10 Dayton to son Joshua & died before making deed. He left widow Sarah & 9 children named above. Division of land made. (pg.442)

CROWE, ABRAHAM vs John Summers 9 Sept. 1839 Crowe owned 1.79 acres S28 T2 R6. Crowe had given mortgage deed and ask for its return. (pg.459)

KING, EDWARD A. & AUGUSTUS KING vs William Cox, Daniel Eichelberger & John Garner 24 July 1838 Cox supposedly had patent for a better paint for house & brick. 1 barrel equal 33

gallons - Take one bushel unslacked lime, 1/2 gallon strong vinegar, 5 lbs. alum, 2 lbs. pearl ash, 5 qts. common salt, 1/2 lb. salt peter, 1/2 lb. borax mix in 26 gallon hot water & when dissolved ready for use. Can add 1 lb. red lead to gallon of water or add Spanish Brown, Yellow Ochre, Lamp Black, Crome Yellow or vernitian red to make any color desired. (pg.466)

LATSHAW, CHRISTIAN & William Latshaw 4 May 1840 To sell lots John Jolly adms. of William Lodwick dec'd. sold lots 38 & 71. Christian Latshaw had bought for his son William H. Latshaw . (pg.481)

WEAD, ROBERT vs William Hardin 2 Sept. 1839 Robert Wead owns W 1/2 SW 1/4 S26 T2 R7 with lime stone quarry & leased to Hardin to quarry stone. Disagreement on terms of lease. (pg.483)

SEELY, MORRIS vs State of Ohio 6 June 1839 Agreement to sell lots to Canal Commission & do labor on mill race & had invested greatly & Commissioners want to change water route. (pg.490)

PIERSON, BYROM A. & wife Margaret vs David, Samuel, Mary & Elizabeth Reichard. 12 Mar. 1840 perry twp. Petition for dower. Samuel Reichard dec'd. in 1833 leaving widow Margaret & minors named as defendants and had owned as inheritance part of NW 1/4 S7 T5 R4 at SW corner 50 acres & also land in Preble Co.O. NE 1/4 S2 T6 R3 50 acres. Margaret entitled to dower. Henry Horner guard. of minors. (pg.502)

LEAMAN, ROBERT vs Jacob Hoover 3 Aug. 1839 Leaman & Hoover partners in steam sawmill in Mercer Co. Leaman of Butler Co.O. to furnish labor & Hoover of Lancaster Co.Pa.the money. Partnership disolved & settlement ask for. (pg.507)

TREON, JOHN vs John Rush 5 Apr. 1839 Treon & Charles Connelly (now dec'd.) tenaments in common had agreed to sell to Rush lot 3 in plat in Miamisburg. Connelly sold his share to Treon. As Rush had not paid, Treon ask for title bond from Rush. (pg.518)

WARNER, SAMUEL vs Samuel Newton & Edward W. Davies 4 June 1839 To collect on judgment. (pg. 522)

RIKE, CHRISTIAN vs Isaac Angel 8 Mar. 1839 Christian Rike of Md. had judgment against Isaac Angel s/o Jacob Angel. Dismissed (pg.528)

BOSTON, JOHN VS EDWARD BOSTON, SAMUEL POTTS & John H. Watson 5 June 1839 John Boston of Phila. Pa. & Edward Boston of Mont. Co.O. now of Wayne Co.Ind. indebted to orator & gave invalid mortgage of lot 5 in T2 R5 then sold lot to Samuel Potts of Warren Co. who sold to Watson of Warren Co.O. (pg.535)

OSBORN, DAVID vs Joseph Martin 15 May 1840 Osborn sold to Martin tract in Dayton twp. part NE 1/4 S33 T2 R7 To recover tract as it was not paid for & Joseph Martin was to have went to Europe. (pg.541)

TURNER, JOHN vs HENRY HIPPLE 28 Nov. 1837 Turner & Hipple partners in buying Wertz mill & title bond made to Henry Hipple- with some exceptions. Agreement made in dividing tract but Hipple had given mortgage to whole tract to his brother William Hipple, & S19 T5 R5 except 3 acres Wertz sold to Michael Rawk in SW 1/4 & except 4 perches square where graveyard was & 10 acres in S 30 T5 R5 reserved & 10 acres in SE 1/4 S24 T6 R4 conveyed by Michael Emrick & John Crumrine adms. of John Wertz dec'd. Hipple to have grist mill, store, dwelling house, pork house, stab le & water privilege. Turner the sawmill, distillery. Hipple to have all land in Clay twp. SW of State Rd. to Greenville. Turner to have residence and deed for his share. (pg.543)

BANARD, FRANCIS vs Henry Westerman 29 Feb. 1840 Mortgage of frac. S26 T3 R4 of 5.21 acres. (pg.577)

POTT, CHARLES adms. of Lewis Ebert vs James Greer 28 Nov. 1839 Ebert owned 110 acres, part S33 T3 R5 leased to Greer for 2 yrs. Ask that Greer stop felling timber. (pg.579)

HARRIS, JAMES B. vs David H. Harris & James B. Conklin & others. 16 Oct. 1840 James B. Harris claims 1/5th part of real estate of George Harris dec'd. in lot 93 Dayton. David H. Harris of Belfountain, Ala., James B. Conklin s/o Alice Eliza Conklin dec'd. late Alice Eliza Harris of Cambridge, Wayne Co. Ind., Rachel Fisher of Vandalia, Wayne Co. Ind., Harriet E. Conklin late Harriet E. Harris w/o Benjamin Conklin of Cambridge, Wayne Co. Ind.,& orator heirs of George Harris. Partition (pg. 583)

SHEDD, JAMES A. adms. of Charles Fair vs Elizabeth Fair. Eliza Broadwell, William H., Charles, Emily, Alexander, Ashbury, Edward, John, Westly, Adeline & George Fair. 22 Mar. 1839 Charles Fair had interest in 9 1/2 acres in Dayton & widow Elizabeth relinquished dower, Eliza (Fair) widow of B. Broadwell & others named heirs. Estate insufficient to settle estate & ask for sale of land. (pg.589)

ODLIN, PETER vs David L. Hess et al 21 Mar. 1840 Mortgage on tract part of NW 1/4 S36 T5 R5 -142 acres except 2 acres sold for meeting house. David & Henry Hess gave promissary notes secured by mortgage. (pg.594)

SIMS, ALEX vs Sheply V. Martin & wife Margaret 19 Mar. 1840 Martin owned lot Dayton & gave mortgage. Ask for sale for debt. (pg.599)

SEPT. TERM. 1840

LAMME, DAVID adms. of James Chatham dec'd. vs Mary Chatham (widow), James Kay, & James Dunkerly 11 Mar. 1840 James Chatham owned lot 4 Alexanderville, Mont. Co.O. & part S32 T2 R6- 65 acres & left widow, a brother in England whether living or dead unknown & James Kay & James Dunkerly are blood relatives. For sale to settle debts and dower set off. (pg. 604)

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ROE, DANIEL & sons vs Henry Stuberger & William H. Creager 15 Apr. 1840 Daniel, Charles C. & Thomas S. Roe druggist in Dayton- partners & defendant to buy stock in said store. For settlement of accounts. (pg. 1)

EAKER, WILLIAM vs William Davis 12 Mar. 1838 Davis owned 1/2 lot in Dayton and gave mortgage. (pg.9)

SHEDD, JAMES A. adms. of David Pressel dec'd. vs Hannah Pressel, widow, David, William, Magdalena, Christian, Benjamin, Catharine, Elila(Delilah?), & Mary Pressel infant heirs 5 Mar 1840 Petition to have dower set off and land sold for settlement. Perry twp. NW 1/4 S20 Tr R4 160 acres. (pg.15)

TOBIAS, MICHAEL & wife Sarah vs Valentine Good et al 29 Nov. 1839 Sarah Tobias d/o John Good dec'd. ask for 1/5th part of SW corner S11 T3 R4 46 acres. Valentine, Jacob & Susanna Good of Mont. Co. & Elizabeth Good of Preble Cp. O. infant and heirs of John Good dec'd. Sarah Tobias of Shelby Co.O. (pg.20)

KILGOUR, JOHN, GRIFFIN TAYLOR & REUBEN M. SPRINGER partners vs Samuel Foley & Calvin Babbill partners 5 July 1839 Debt. Mortgage on lot in Dayton. (pg.26)

WIRICK, SAMUEL & others vs William & Rebecca Chadwick 14 Mar. 1840 Samuel, Jacob, Mary, & Martin Wirick minor heirs of William Wirick dec'd. of Jackson twp. ask for 1/4th part of SE 1/4 S4 T4 R4 97 acres. Rebecca s/o William Chadwick formerly Rebecca Warick & widow of William Wirick dec'd. Petition for partition. (pg.34)

SNYDER, JOHN & wife Harriet vs Rachel Norris, widow of George Norris dec'd., Harriet, Catharine Ann, John, Mary & Polly Norris 6 Mar. 1839 Harriet Snyder formerly Norris ask for share of S29 T3 R5 104 1/4 acres. Harriet, Catharine Ann, John, Mary & Polly minors & children of Rachel & George Norris. Sold for settlement. (pg.40)

SYMMES, ELIZABETH of Hamilton Co.O. vs Jacob Darner & Henry Avery 9 Apr. 1838 Daniel Symmes late of Hamilton Co.O. owned estate of inheritance the NW 1/4 S22 T2 R6 & petitioner entitled to dower. Daniel Symmes died ca 10 Mar. 1817. Darner & Avery both claim ownership & Avery since died leaving minor heirs Emily & Francis Avery of Hamilton Co. (pg.46)

MARCH TERM 1841

DODDS, JOHN M. & wife Hannah, William R. Howell & wife Ann, James Dodds wife Mary, George Ridinger (Runbarger?)& wife Susannah vs Susannah Yeazel widow of Christian Yeazel dec'd., John, Henry, Elijah, Squire, Simon Yeazel, Catharine Wilcox, Elizabeth Yeazel heirs of C. Yeazel dec'd. 6 Mar. 1838 Petition for partition 11th parth of frac. S22 T1 R6- 122.80 acres also part frac. S31 T2 R6- 264.06 acres. Henry Yeazel of Ind.

Catherine Wilcox widow of Caleb Wilcox & others of Mont. Co.O. Part to be sold to settle debts. (pg. 57)

BARNEY, E.E. adms. of John Burns dec'd. vs Thomas McClure, William L. Helfenstine, Cynthia, Margaret C., JohnJr. & Jeremiah M. Burns 21 Jan 1841 John Burns dec'd sold lot in Dayton to McClure & had not given deed. Died 1840 & left widow Cynthia & children Margaret C., Fanny Ann of age, John Jr., & Jeremiah M. Burns minors. (pg.61,99,105- pg. 119 Eliam Barney adms. of John Burns contract to sell lot in Dayton to Wm. Fair. pg. 198- vs Jacob O. Shew - sale of lot in Dayton. John Burns died 16 July 1840.

BROWNING, EDMUND vs Thomas Clegg 28 Feb. 1840 Browning of Indianapolis, Ind. loaned money to Clegg who with wife Anna gave mortgage on lots in Dayton. (pg. 64)

RITTER, SAMUEL S. vs William Hoffman & Frederick Neisell 30 Sept. 1839 Mortgage on lot in Dayton. (pg. 68)

TERRY, DAVIS S. & MARTHA JANE vs William T. Oblinger & other heirs of C. Oblinger. 5 Oct. 1840 Petition for partition Martha Jane d/o Christian Oblinger entitled to 1/5th part of 22 acres & out lots in Dayton. Heirs: William, Charles W., Horatio & Susan Oblinger & Martha Jane Terry. (pg. 73)

BARNARD, WILLIAM vs Abraham Earhart 28 Feb. 1840 Mortgage on 16 acres NW 1/4 S15 T3 R6 except land needed to complete Cumberland Rd. Ordered sold (pg. 80)

JULY TERM 1841

POTT, CHARLES adms. of Lewis Ebert dec'd. vs Catherine Ebert (widow), Ellis, Christena, Henry, John & Catherine Ebert, heirs of Lewis Ebert. 11 June 1841 Petition to complete deed. Lewis Ebert sold to Heny Becker & George Foust in trust for use of Salem Church on Bear Creek, Mont. Co.O. NE part SE 1/4 S28 T3 R5- 1 acre. Lewis Ebert died Mar. 1840 & left widow & 5 children, minors. (pg.84)

RENCH, JOHN & VALENTINE WINTERS vs William F. Spinning & wife Eve, Isaac M. Preston, Edmund C. Whipple, Sylvann Dunham, Samuel D. Edgar, Joseph Gilmore, William Scott & Columbus Insurance Co. 16 Mar. 1841 Defendants gave mortgage for debt on lot in Dayton. (pg.87)

PHELPS, FRANCIS E. & WILLIAM B. STONE exer. of David Stone, W.W. Smith, Samuel F. Smith vs Elias Favorite & wife Rosannah 27 Mar. 1841 Samuel & Wm. Smith trustees of Letitia C. Cooper. Favorite gave mortgage deed to David Stone & Daniel Z. Cooper. Cooper died 4 Dec. 1836 & left widow Letitia C. Cooper. David Stone died Nov, 1829. Lots in Dayton. (pg.94) Other mortgaged lots- pg. 138 vs Joshua Worman. pg. 141 vs Samuel T. Harker pg. 136 vs Henry Kimes & wife Anna L. Vol. I-pg.155 vs George & Rebecca M. Cullum.

FRANKS, JOHN vs David Osborn & Joseph Bimm 6 Jan. 1841 Conveyed tract in S35 T2 R7- 10 acres with no access to Springfield Rd. (pg.86)

DAVISON, J. adms. of Jacob Nace dec'd. vs Jane & Israel Nace 12 Mar. 1841 Petition to sell lot 319 Dayton to settle debts of estate. He left widow Jane & Israel S. Nace ca 4 yrs. (pg.101)

WELCH, WEBSTER vs Isaac Jay & wife Rhoda, Truman & Elizabeth C. Welch. 19 Mar. 1841 Webster Welch of Warren Co.O. whose wife Margaret now dec'd. owned W 1/3 part of E 1/2 S31 T3 R6 bequeathed by Abijah Cooper to his 3 sisters Prudence Teague, Rhoda Jay & Margaret Welch. Prudence w/o Samuel Teague, Rhoda w/o Isaac Jay QC released all residue of 1/2 Sec. of which 1/3rd owned by Margaret of 100 2/3 acres & had contract to sell to Isaac & Rhoda Jay their land & Jay to sell land in Miami Co. & money used to buy land in Military Survey in Warren Co. #563 from Samuel G. Welch in Margaret's name, Margaret died ca 2 June 1840 & left 2 children Truman 8 yrs., in Dec. 1840 & Elizabeth 4 yrs. in Aug. 1840. To carry out contract made with Isaac & Rhoda Jay. (pg.108)

DODDS, JOSEPH vs Nathaniel Patterson & John W. Walker adms. of John W. Kinte & Nathaniel Burnham 19 July 1841 John W. Kinte of Baltimore, Md. dec'd. had filed a bill in Madison Co.O. against Patterson & others. To settle debt. (pg.115)

DUNBAR, ELON vs Mills & Dorson Edwards 26 Feb. 1841 Dunbar of Phila. owns lot 94 Miamisburg- Race St. & sold to Mills Edwards & ask for balance due on sale. (pg.121)

WHITE, NEWKIRK & Co. vs Peter Baer 8 May 1840 Garret Newkirk & William White of Phila. debt of goods sold to Peter Baer & wife Maria who had given mortgage on lot in Dayton. Ordered sold for debt. (pg.123)

STONE, DAVID Exer. vs Jackson Harvey & wife Susan & R.P. Brown 27 Mar. 1841 Brown & Stone co-tenants of lot 15 of out lot 11 Dayton sold to Harvey who gave mortgage which was assigned to Stone. (pg.130)

KINSEY, JOHN vs Thomas W. Hanass 9 Mar. 1841 Debt Gave mortgage deed onlot 5 in Greencastle, Mont.Co.O. Ordered sold. (pg. 131)

BERNARD, WILLIAM vs Edmund Whipple & Isaac Preston & Columbus Ins. Co. 16 Mar. 1841 Debt for logs sold to Spinning & Preston Co. a saw mill on Miami Canal. (pg.133)

WHEELOCK, DANIEL W.& Henry Bower vs John Darr, Peter Stonebarger & William Riley. 14 July 1841 Debt. (pg. 144)

BARKALOW, DERICK vs James Thomson Janvier 25 Mar. 1841 Mortgage on S 1/2 lot 60 Miamisburg. Ordered sold. (pg. 145)

WOOD, JOSEPH exe. of Christian Rike dec'd., Christian Rike and

others vs Isaac Angel & Pres. & Dir. of Dayton & Covington Turnpike Co. Christian Rike late of Md. dec'd. Peter Hines? had judgment vs Isaac Angel which was for benefit of Christian Rike of Md. dec'd. & who had given right to collect to his son Christian Rike & to keep half & other half to dec'd. dau. Marianne w/o John M. Carlisle. Christian Rike died 1 Feb. 1836, Isaac Angel insolvent & ask for attachment of his pay from the Turnpike Co. (pg. 149)

DODSON, JOHN C. & Catherine adms. of John Dodson dec'd. vs heirs. Petition to convey lands 18 Mar. 1841 John Dodson dec'd. owned inlot 160 Dayton & conveyed to 2nd. Presbyterian Church & also W 1/2 lot inlot 212 & part 211. John Dodson left heirs: John C. (petitioner)& B.H. Dodson, Anna Marie w/o Francis Sherwood, Eleanor w/o Lewis Kemp, Elizabeth w/o William Powell, Margaret & Elizabeth Dodson, minors. (pg. 152)

NORRIS, DAVID vs Peter Backman & wife Sarah & William L. Helfenstein & Simon Snyder 2 Oct. 1840 Mortgage on lots in Dayton. Sold for debt. (pg.155)

SWAIN, CHARLES G. & ISAAC DEMAREST -partners vs Henry & Elizabeth Baker, Margaret Rogers & Thomas Keffe 9 Oct. 1840 Baker owned part S36 T2 R7 -67 acres and indebt to Margaret Rogers & gave mortgage deed subject to notes of Henry Baker & wife Elizabeth. All assigned to Thomas Keefe who then assigned same to petitioners. Ordered sold for debt. (pg.161)

OHIO LIFE INS. & TRUST CO. vs Charles Deit & wife Catherine 29 Dec. 1840 Feit owned tract NW 1/4 S34 T6 R4 and part of NE 1/4 S34 T5 R1 -54 acres except 1/2 acre sold to Joseph Mikesell. Gave mortgage for debt. (pg.165)

SEPT. TERM 1841

McCARMICK, STEWARD & WILSON vs Dayton & Springfield Turnpike Co. 1 Oct. 1840 debt (pg.169)

STONE, WILLIAM B. & F.E. Phelps exe. of David Stone dec'd. vs David Stout et al 15 Mar. 1841 Jonathan Stout dec'd. gave mortgage on lot in Dayton to David Stone & R.P. Brown Jonathan Stout left widow Leah, heirs David, Moses, John Quincy Adams, Jonathan, Almira, Martha JaneStout, minors. Sale made of lot. (pg.175)

BASHEAR, SAMUEL vs George Oyler & wife Martha 23 Mar. 1841 Baeshar owned lots in Little York and gave mortgage. Sale ordered. (pg.178)

EMERICK, C. & WILLIAM C. vs other heirs of Christopher Emrick dec'd. 7 Aug. 1841 To convey lots. Christopher Emerick dec'd. had agreement with Peter Achey Sr. to convey title for lots in Germantown. Christopher Emerick left heirs Christopher C., William C., Thomas, John C., Catherine w/o Jacob Lindermuth, Sarah w/o George Denner, Rebecca w/o Christian Rohrer, Ellen w/o George Morningstar. John C. Emerick has since died leaving

heirs Philip 20 yrs., Leah 19, Charles 18, 14, John 16, Elizabeth 10, Aaron 9 & Rachel 4 yrs. Catherine Lindemuth has since died leaving heirs Henry Treon, 22 yrs., Catherine 17, Sarah 15, Susannah & Margaret (twins) 12 yrs., David 9, Christian 7 & Martin Lindemuth 4 yrs. (pg.183)

HOLT, GEORGE B. vs Thomas M. Hardcastle 16 May 1840 Hardcastle gave mortgage for debt on tract of out lot in Dayton. (pg.185)

HART, WILLIAM vs Robert Wynn 6 Mar. 1841 Wynn gave mortgage for debt on lot in Dayton. (pg.187)

MILLS, JOHN vs Daniel Eichelberger, Richard Ames, William Potter, E. Henderson & John Folkerth 6 Aug. 1841 To collect debt owed by Potter with others his security. (pg. 190)

KANTZ, JACOB vs George & George C. Eiler & Benjamin Hall-Sheriff of Mont.Co.O. 26 Mar. 1841 George Eiler indebted by judgment in York Co.Pa. 16 Mar. 1833. George Oyler gave notes to son George C. Personal property to be sold & lots in Little York (see page 178) Kantz asked that judgment be paid from sale. (pg. 194)

WEAVER, CONRAD vs John Schwalon 31 Aug. 1840 Mortgage on lot in Chambersburg. Sold (pg.200) Also Benjamin Whelhelm vs John Schwalam & wife Anna C. mortgage on same lot 2. (pg.217)

GRIFFITH, GEORGE W. vs Charles G. Swain & George Demarest-partners & Shipley V. Martin & William C. Robison, Sheriff of Green Co. 8 June 1841 Debt)pg. 204)

COCHRAN, THOMAS vs Isaac Reeder 5 Sept. 1839 Reeder owned land in Darke Co.O. E 1/2 of SE 1/4 S18 T3 R5- 5.50 acres and gave mortgage deed to James Anderson who had paid and was to make deed to Cochran. (pg.212)

RENCH, JOHN & VALENTINE WINTERS vs Jacob Blakesly & wife Ruth L. & Benjamin Wilhelm 1 Mar. 1841 Mortgage on lot 20 Vandalia, Mont. Co.O. except 6 ft. which may be claimed for Nathional Rd. Sale ordered. (pg. 214

WHELHELM, BENJAMIN vs Jeremiah Rees & wife Catherine Elizabeth 15 Mar. 1841 Mortgage on lot 27 Vandalia, Mont. Co.O. (pg.223)

HASKINS, CHARLES vs John, Andrew & William Steele & Henry S. Brown 25 Mar. 1841 Col. Robert Petterson by will gave land to children of dau. Jane w/o John Steele of Fayette Co.Ky. The children were: Jane, Elizabeth,& Andrew Steel. After Patterson died 5 Aug. 1827 a fourth child William was born. John Steel took possession in 1835 & Andrew & William Steel were only surviving children of Jane. Jane oldest dau. of John & Jane Steel,died without issue. Elizabeth w/o Douglas L. Price. Jane, Elizabeth & Andrew had sold their share to Henry Brown. The land now owned by Haskins & ask that William Steel share should be assigned. (pg. 227)

BROADWELL, EPHRAIM vs William & Mary Jane Bailey &Eliza C. &

Caroline L. Lodwick 7 Jan. 1841 Broadwick owned lots in Dayton of 10 acres and sold to Lodwick of Cincinnati who gave notes & mortgage on lot in Cincinnati. Lodwick died ca 12 June 1830 & had lots conveyed by petitioner. Lodwick left widow & 4 children: Eliza C. (widow), Mary Jane w/o William Bailey, Eliza C. Caroline L. & Adelia Ann, the last dec'd. in her minority. (pg. 230)

ANDERSON, CHARLES & wife Eliza Jane vs D.Z. Cooper exe. & heirs of John Sutherland 23 Sept. 1839 Eliza Jane Anderson d/o Henry Brown dec'd. who was partner of Sutherland now dec'd. & had held real estate for debts owed in Dayton & Hamilton inc. some lots from Daniel Z. Cooper also dec'd. Cooper left 2 sons Daniel C.Jr. & David Z.Cooper.David Z. Cooper died Dec. 1836 leaving widow Letitia C. Cooper. Sutherland & Brown dissolved in 1813-14 & real estate divided, that in Hamilton Co.& lot 35 in Dayton to Sutherland. Sutherland left widow & children: Elizabeth, Mary A. w/o Carter B. Harrison(dec'd.), Sarah A. all of age & John R., Jane R., Isabella & Nancy Sutherland minors. Letitia Cooper now w/o John C. Backus of Baltimore,Md. To obtain deed for lot 35 in Dayton. (pg.237)

WATSON, JAMES & Richard Calhoun Lee & Clement Remington- partners vs Andrew Henkle 12 MAY 1841 Mortgage on lots 99 & 108 in Germantown, (pg.241)

ENNIS, JOHN B. Commissioner of Insolvents for Hamilton Co. for use of Morris Seely & his creditors vs Barnard Smith 18 Arp. 1839. Seely owned lot in Dayton- out lot 44 (pg.249)

EDGER, SAMUEL D. & JOHN F. EDGAR vs John Whitmore & wife Anna Maria 3 Oct. 1840 Mortgage on lot in Dayton, (pg. 254)

SMITH, SAMUEL F. & William W. vs James Greer adms. of Gilbert M. Foster & others 6 Oct. 1840 Mortgage given on lot in Dayton & Foster died 1837 and by will gave dau. Cleopatra Foster the lot described in mortgage deed. Smith had mortgage deed from Letitia Cooper. Lot sold (pg.258)

BROWN, EMSON vs Paul K. Wambaugh & wife Hannah, Samuel Brady et al 21 June 1841 Mortgage on lot in Dayton. Sold for debt (pg.263)

AINSWORTH, JOHN vs Joshua Clements & wife Maria et al 27 Feb. 1841 Mortgage on lot in Dayton. (pg.270)

AUGHINBAUGH, PETER vs Angelo Salvadore 21 Sept. 1840 Salvadore now of New Orleans, La. owned lot in Dayton & gave mortgage for debt. Sale ordered (pg.275)

HETSLER, ABRAHAM vs John Horseman & wife Polly Mortgage on 47 acres beg. corner S14 T3 R4. Sold for debt. (pg.279)

APRIL TERM 1842

MILLS, JOHN vs James L. Vannostran & wife Lydia 14 Sept. 1840.

Mortgage on lot in Dayton. Sold for debt. (pg.255)

SHIDELER, HENRY & Mary Berry adms. of Henderson Berry dec'd. vs heirs of Henderson Berry. 15 Oct. 1840 Berry owned part S4 T3 R4 -160 acres. Ask that land be sold to settle debts subject to dower of Mary Berry, widow. He left children: Henrietta Mary 10 yrs., Margaret Isabella 9, John Thomas 5, Henderson 4, Catherine Elizabeth 7 months. (pg.292)

SPINNING, PIERSON vs heirs of Isaac Spinning dec'd. 27 Mar. 1841 Spinning gave deed for equal 1/2 N side inlot 179 Dayton. He left heirs: Charles H., George B., Anna Maria w/o Peter Monfort, Mary P. w/o Job Haines, Harriet w/o William H. McGuffey, Pheby D. w/o David Monfort. Most of heirs gave quit claim to Spinning. Mary P. Haines w/o Job Haines died leaving Catharine 22yrs., Charles B. 18, Harriet 16, Job Jr. 13 all of Mont. Co.O. Andrew & Susan Calhoun both dec'd. & left dau. Mary Calhoun 9 yrs. of Boonville, Cooper Co.Mo. Phebe Monfort w/o David Monfort died leaving Elizabeth C. w/o John King., Isaac P. Monfort 21 in April or May the present year, Lawrence M. Monfort 14 and husband John King in Franklin Co.Ind. To make clear deed for lot. (pg.298)

PHILLIPS, HORATIO G. guardian of heirs of Robert A. Thurston dec'd. vs widow & heirs of Robert A. Thurston dec'd. 5 Oct. 1840. Thurston owned 65.50 acres NW corner S35 T2 R7 & other tracts. Left widow Mariana & children: Eliza H., Horatio Gates, Jeanette January & Dickenson Thurston minors. Ask for sale of tracts. (pg.300)

SCOTT, THOMAS et al vs John G. Law et al 31 Au. 1840 To set aside will of Amelia Scott Thomas, William & Robert Scott, George W. Barr, Stephen S. Alexander, Caleb & wife Margaret B. Reeder, Robert Scott Bull, Robert Scott Gondy s/o William, Robert Scott Gondy s/o John, Treasurer & Trustee of Associate Church of North America & Robert McLelland & Thomas Bigger exer. of Robert Scott dec'd. Robert Scott by will gave wife Amelia Scott the plantation & balance amongst petitioners & defendants. If Robert Scott Bull lived on farm with Amelia then to have farm at her death. She left personal estate to John G. Law. (pg. 307)

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KLEPPINGER, GEORGE vs George Rush & John Hardison 6 Mar. 1841 Lot 4 Dayton owned by Hardison to be sold to settle debt. (pg.311)

FAIR, ELIZABETH vs James A. Shedd, Charles Soule, Frederick Gebhart, Richard N. Comley, William F. Comley, Alexander, Adeline & George Fair & John Fair Westley 18 Dec. 1840 Elizabeth Fair widow of Charles Fair dec'd. who had owned 9 1/2 acres in Dayton,O. Charles Fair left heirs: Eliza Broadwell widow of B. Broadwell, William H., Charles, Emily, Alexander, Ashbury, Edward, John, Westley, Adeline & George Fair. Emily Fair w/o Daniel Richmond. Shedd adms. of Charles Fair sold property for debt without giving dower to Elizabeth Fair. (pg.

315)

BARR, JAMES & wife Sarah vs Sarah Watkins et al 28 Mar. 1839 Petition for partition. Sarah Barr d/o David Watkins dec'd. of Butler Co.O. ask for 1/7th shart of tract beg. SW cor S18 T3 R5- 100 acres except few square rods in SE corner given for a graveyard. Equal tenants: Samuel Proud & wife Ann, Thomas Austin & wife Mahalah of Green Co.O., John Mills & wife Elizabeth, Ashbury Watkins an infant heirs of David Watkins, Charlotte w/o Stephen White, Henry R. Coleman & wife Rachael of Butler Co.O., & James & Sarah Barr. Samuel Proud residence unknown since dec'd., & Ann Proud widow died since begining of case. (pg.327)

SHOUP, JOEL O. vs Benjamin Fox of Butler Co.O. & Thomas & John Gordon (brothers) 23 Dec. 1841 Debt for goods bought to sell in Dayton. (pg. 334)

HEICKS, GEORGE exe. vs Jesse Coffman & wife Elizabeth 3 Aug. 1841 Coffman owned 2 tracts lot 33,34 Little York & owed debt to George Heicks dec'd. Order of sale for debt to John & Andrew Heicks exe. of George Heicks. (pg.336)

AUG. TERM 1842

KIRK, JOHN adms. of BERNARD HOVERSTALD vs heirs. 13 Oct. 1841. Dec'd. owned S 1/2 of SW 1/4 S32 T1 R7 East Lima District in Putnam Co.O. & indebted to David Stone of Mont. Co.O. Ask for dower to be set off & propery sold to settle debt. Bernard Hoverstold left widow Catharine Mary now w/o Henry Rennicker of Cincinnati & Herman & Elizabeth Hoverstold of Cincinnati, Sophia w/o Valentine Salinger of Allen Co.O. (pg.343)

SHIVELY, DAVID D. vs Eliza, Isaac, Daniel, Abraham Jr., Catharine, James & Jacob Brandenburg. 29 Aug. 1842 Petition for partition. David Shively entitled to 2/3rds part of SW 1/4 S3 T3 R5- 100 1/2 acres. Defendants heirs of David Brandenburg dec'd. their brother & heirs of 1/3rd of tract. All the children of Abraham & Mary Brandenburg. Order to sell & their share put in land in Ind. to be near residence of the father & mother. (pg.346)

WEBER, CONRAD vs George & George C. Oyler, Benjamin Hall , Sheriff of Mont. Co.O. 24 Mar. 1841 George Oyler owed Weber & had given note to his son George C. Oyler. (pg. 349)

COBLENTZ, JACOB vs Jacob Gussendorf & wife Julia & Samuel Dodds 18 Aug. 1842 Gussendorff of Hamilton Co.owned 1/5th part of lot 49 Dayton & gave mortgage. To be sold for debt. (pg.356)

GENNETT, FRANCIS vs James McCraner 4 Aug. 1841 Craner owned lot 147 Germantown & being in debt gave mortgage. Ordered sold. (pg.360)

OWEN, JOHN P.,Christopher Lenning & wife Elizabeth vs Noah, Eli & David Snider. 12 July 1842 Snider's owned part E 1/2 S20 T2

R7 -278 acres & sold to John P. Owen & Elizabeth Lenning. To have land sold to pay mortgage. (pg.363)

NEWKIRK, GARRETT et al vs Benjamin Wilhelm & wife Sarah 1 Apr. 1842 Garrett & Stephen S. Newkirk, William T. & James N. Newkirk, Charles M. Tyson of Phila. -partners. Wilhelm's owned lot 2 Vandalia, O. & gave mortgage. Ask for sale for debt. (pg. 365)

WEAD, JAMES vs Robert Wead 20 Jan. 1842 James Wead's grandfather Ebenezer Wead left him by will $200 & Named son-in-law James Bonner & son Robert Wead to settle accounts. Robert Wade was exe. & trustee of children of Alexander Wade dec'd., legatees being John Wade & Sophrona McCoy (idiot), Elizabeth w/o James Bonner. Ebenezer Wead died Aug. or Sept. 1830. John S. Wead s/o defendant. Isabella Mary & Eliza Wead sisters & co-legatees of James Wead. (pg.367)

SHEPHERD, HENRY vs Joseph Long 5 Apr. 1842 Mortgage on part of lot 121 Dayton,O. Ask for sale for debt. (pg.372)

BALDWIN, SARAH vs Mary Sunderland et al 1 Jan. 1842 Petition for partition Sarah Baldwin formerly Mary Crowell d/o Samuel Crowell dec'd. ask for 1/7th part of 70 acres except 25 acres off W side sold to Mary Sunderland formerly Mary Crowell. Balance of tract 55 acres S25 T2 R7. Mary Sunderland & Harriet Ann Dover & Mary Dover children of Thomas Dover & wife Phebe formerly Phebe Crowell & said Thomas Dover grantee of Lockart Williams & wife Chariety formerly Charity Crowell & of Sinesia Johnson & wife Ann formerly Ann Crowell & Robert Hand & wife Hannah formerly Hannah Crowell, children and heirs of ? Tichener & wife Betty formerly Betty Crowell dec'd. of Essex Co. N.J. tennents in common. (pg.374)

LONG, HERMAN vs Charles T. Shew 6 May 1842 Ask for sale of lot in Dayton for debt. (pg. 375)

BROWNING, EDMUND vs Thomas Clegg & wife Anna 9 Oct. 1840 Mortgage, ask for sale on lot in Dayton. (pg. 377)

JOHNSON, RUTH vs Matthew Johnson & wife Martha 4 Dec. 1839 Matthew Johnson owned tract N 1/2 of part of E side of canal and deeded to Samuel Johnson who then deeded to Matthew Johnson in NE corner of N 1/4 S35 T2 R7- 8 acres & deeded to petitioner for part payment of debt. Deed found in error & Johnson residence unknown. Ask for clear deed. (pg.379)

NOV. TERM 1842

LUDLOW, JAMES C. et al vs Joseph H. Crane, Horatio G. Phillips, James Steele, Fielding Loring Sr., Letitia C. Cooper, Alexander Grimes & Edward W. Davies et al 7 June 1839 James C. & Israel L.Ludlow, Sarah Bella Garrard late Sarah Bella Ludlow widow of Joseph (Jeptha) Garrard dec'd., Ethelbert L., Louise, Charlotte Ann & Ellen C. Dudley children of Ambrose & Martha (dec'd.) minors heirs of Israel Ludlow dec'd. of Hamilton Co.O. Owned

land in T1 & 2 R7 in Miami Purchase- Dayton. In Partnership with Daniel C. Cooper. To have deed made for Ludlow share. (pg.383)

IDDINGS, BENJAMIN vs Richard Sandham & Eli Jones 15 July 1842 Jones transferred property to Sandham in trust for benefit of creditors. Mortgage given to petitioner for tract of 1 acre 36 sq. perches part of S25 T5 R4. Sold at public sale. (pg.400)

GRIMES, JAMES, JAMES BLACK & JOHN SHROYER vs William Reel & wife Matilda J., Jacob Black, John Sayre, Alexander Grimes & Robert Chambers 27 Apr. 1842 Reel & Blackgave notes to Wm. C. & Nancy Lowrey guard. of James Lourey heirs & Nancy Lourey in her own right. Mortgage given on part S32 T2 R8- 32 acres & parcel in S1 T2 R8 of 5 1/2 acres & S33 of 2 acres. Ask for sale to settle debt. (pg.404,436,442)

SMITH, FRANCIS F. & WILLIAM W. &others vs Isaac Browning & wife Sarah Jane & others 14 Apr. 1842 Mortgage given & sale ask for settlement of debt. (pg. 409)

THAYER, DAVIS W. vs John Sinks & wife Lydia & Absalom Mast 19 Jan. 1842 Sinks owned lot 48,60,61 in Union, Mont. Co.O. and gave mortgage to Mast who then assigned interest to Thayer of Milton, Miami Co.O. Sale ask for to settle debt. (pg.413)

JAY, JOHN & DENNY adms. of Jesse Jay dec'd. of Miami Co. O. vs James, Thomas & Samuel Jay et al 25 Mar. 1842 To convey land. Jesse Jay owned tract in Clay twp. E 1/2 of NE S5 T6R4 of 80.64 acres & had contract with Joseph Spitler for sale. Heirs of Jesse Jay: James, Thomas & Samuel Jay of Miami Co.O. & Sarah, David, Jesse, Robert, Ann & Denny Jenkins minors of Ind. (pg.415)

WAGGONER, AARON vs Elizabeth Waggoner et al 8 Sept. 1842 Petition for Partition Jacob Waggoner dec'd. owned frac. S1 T2 R6 & 8- 5 1/2 acres & sold to John Shroyer for abutment to mill dam & also 100 acres in N part S11 & 12 T2 & other land. Jacob Waggoner died leaving widow Elizabeth Waggoner & 5 children: Aaron, Mahala of age, Tharisse 17 in Oct. 1841, Matilda 15 in Jan. 1842 & Rachel 13 in Feb. 1842. (pg.417)

FIEROBE, CLEMENT vs Serephina Sannier et al 15 Apr. 1842 Feiques Sannier dec'd. of Shelby Co.O. owned in lot & had contract to sell to orator. He left widow Serephina & 2 children: Clement & Adeline Sannier (pg.426)

WILHELM, BENJAMIN vs Abraham Earhart & wife Rebecca 21 Apr. 1842 Earhart owned tract in SW corner of E 1/3 of NW 1/4 S15 T3 R6- 16 acres except 2 acres sold. Gave mortgage & sale ask for to settle debt. (pg. 428)

McCANDLESS, JAMES vs William Cox & wife Elizabeth & George C. Davis 2 Mar. 1842 McCandless of Hamilton Co.O. Mortgage on lot in Dayton. Sale ordered. (pg.432)

APRIL TERM 1843

STUMP, JOHN, HENRY GUNCKEL, CHRISTIAN ROHER, JOHN RISINGER vs John Marsh, Robert Moses, Catharine Marsh, Geo. Balantine, Benjamin Fall, Wm. Longstreet 22 Apr. 1843 Marsh owned SW 1/4 T14 T3 R4 32 acres 112 perches and gave mortgage. He later conveyed tract to Robert Moses. Ordered sold for debt. (pg. 457)

HART, WILLIAM vs Lewis H. Brown 6 July 1838 Hart gave title bond for lot in Dayton. Cancelled (pg.466)

SHEDD, JAMES A. assignee of Uriah Sawyer vs Margaret Rogers 9 Oct. 1839 Rogers owned 4.18 acres in SW 1/4 S35 T10 R7 and gave mortgage. Sale for debt asked. (pg.471)

SHERWOOD, FRANCIS & wife Anna Maria & Lewis Kemp & wife Eleanor vs Catherine & Joseph B.H.Dodson et al 13 Oct. 1840 Petition for partition. John Dodson dec'd. owned W part of NW 1/4 S30 T2 R7 96 acres except that deeded to John Zeigler & other tracts, some in Miami Co. John Dodson died ca 10 Sept. 1835 and left widow Catherine & heirs: Anna Maria w/o Francis Sherwood, Joseph B.H. Dodson, Elizabeth w/o Wm. Powell, Margaret Dodson, Eliza J. Dodson, John C. Dodson of Miami Co.O. & Eleanor w/o Lewis Kemp each 1/7th share. Also had tract in SW 1/4 S28 T6 R4 Clay twp. (pg.474)

MULLESON, JOHN D. vs David H. Hoover & wife Martha 30 Sept. 1840 Hoover owned tract adjoining Miamisburg 127 1/2 ft. Mortgage given. (pg. 487)

GILBERT, GEORGE exe. of David Wampler dec'd. vs Mary Wampler widow 28 Oct. 1842 To have partition, Wampler owned 1/2 of NE 1/4 S19 T2 R6 of 107 acres. (pg.496)

PERRINE, JAMES vs Gorton Arnold & Thomas Marsden 18 Nov. 1842 Arnold owned tract in S29 T2 R6 -39.36 acres. Mortgage given. (pg. 501)

SAWYER, WILLIAM vs David Hoover, Joseph Watson and others. Petition to sell land for debt. 25 Aug. 1842 Defendant own land in Miamisburg & indebted to petitioners. (pg.504)

DILLE, ALEXANDER & wife Elizabeth vs Nancy Lowry(widow), William Harrison & wife Catherine, William Lowry, Sarah Ann, George M., Rosannah & James Lowery heirs of James Lowery dec'd. 13 Mar. 1841 Petition for partition. Land S 1/2 of NW 1/4 S26 T2 R8 except 8 acres on west side. Patent to James & William C. Lowery 73 acres 143 perches. James Lowery dec'd. also had tract in S13 & 14 T2 R6 98 acres & 1/2 of undivided tract in S32 T2 R8 of 20 acres. James Lowery left widow Nancy & 8 children: Elizabeth Dille, Catherine Harrison, William 19 yrs., Sarah Ann 17, George M. 15, Rosannah 12, James 10, David 8 yrs. (pg.509)

ALLEN, LAWSON vs Benjamin Hatfield 5 Apr. 1842 To have clear deed. Defendant owns tract in Centerville of 50 acres (inc. school house & lot 1/2 acre excepted in mortgage) W 1/2 S26 T2 R6. Indebted to petitioner, James & William Brelsford. At Sept. Term Benjamin Hatfield had died leaving Matilda Hatfield (widow), & Malinda 14 yrs., Matilda Jane 2nd. 9yrs., Pamelia 7, William 6 & Ellen 7 months. (pg.517)

SHOUP, SAMUEL vs John Engle & wife Susanna & John H. Martin 8 Nov, 1842 Mortgage on tract part of lot 210 Dayton. (pg.526)

REEDER, LEVI c. vs Samuel H. Hartley & wife Deborah 26 Aug. 1842 Mortgage on tract part of S23 T3 R5 1.27 acres. (pg.529)

TRUITT, CHARLES & WILLIAM & William Pendelton- partners vs Nathaniel V. Maxwell & wife Eleanor & Nathaniel S. Sunderland & James Harris. 26 Aug. 1842 Debt. Mortgage on N part of lot 2 Centerville, O. .27 acres & part of lot 7. (pg.534)

McCONNELL, JEFFERSON & John Rench exe. of William Clark dec'd. vs Sarah Clark (widow), James H., Martha E., John R., & Robert J. Clark heirs of William Clark dec'd. 10 Sept. 1842 Petition to sell tract N 1/2 in lot 277 to settle estate. William Clark dec'd. left widow & 4 children: James H. 11 yrs., Martha E. 9, John R. 7, Robert Jefferson 2. (pg.537)

LEATHERMAN, HENRY vs Samuel Tate 16 Feb. 1841 To settle agreement. Leatherman sold Tate 1/2 S29 T2 R7 & Tate reconveyed land & water privileges in E 1/2 S29 T2 R7 28 acres 60 perches. (pg.544)

BROADWELL, JOSIAH vs Silas Broadwell & others 13 Sept. 1840 To have partition for Charles B. Broadwell. Josiah Broadwell's grandfather Simon Broadwell dec'd. had by will given to children of son Silas lot in Dayton. Children of Silas Broadwell are Simon, Mary L. w/o Joseph Plunkett, Ann w/o George Josselyn, Amy, Silas, Susannah & Josiah (petitioner) & Byram dec'd. who left child Charles B. Broadwell. Eliza Broadwell (mother) guard. of Charles B. Broadwell. (pg.551)

ALEXANDER, DAVID vs Thomas, Charles C. & Edward Roe 27 Apr. 1842 David Alexander of Miami Co.O. Daniel, Thomas & Charles C. Roe owned frac of S2 T1 R7- 5 acres and gave mortgage. Daniel Roe has since died leaving heirs Charles C. of Mont. Co.O., Thomas J. & Edward Roe in Ill. Sold for settlement. (pg.558)

TOWNER, ERASTUS W. vs John S. Bell et al 8 Nov. 1842. Debt -Ask that lot in Dayton to be sold for settlement. (pg.562)

EARHART, JACOB dec'd. exe. & heirs vs John & Elizabeth Wilhelm 27 Apr. 1842. Jacob Earhart by will gave wife Elizabeth Earhart dower & 20 acres till youngest dau. Catherine of age. Tract SW 1/4 S22 T3 R6 & 21 acres in SE 1/4 S22 T3 R6. He left 5 children: Abraham, Mary Hershey, Margaret O'Neal, Catherine & Elizabeth. Widow Elizabeth now married to John Wilhelm. To have dower set off. (pg.566)

HOFFMAN, GEORGE vs Lewis Soles & wife Elizabeth. 17 Nov. 1842 Mortgage on NE cor SE 1/4 S24 T5 R5- 80 acres. (pg.568)

BACON, HENRY dec'd. adms. vs Vestrymen of Christ Church, Dayton 2 May 1842 Church owned part of inlot in Dayton 233 & gave mortgage. (pg.571)

RODERICK, DANIEL vs John Wolf, R.A. Kerfoot & Ebenezer Henderson 1 Oct. 1842 To collect on judgment. (pg. 573)

HERMAN, HENRY vs Osborn Edmonson & Madison Munday 2 Mar. 1843 Mortgage deed on lot 15 Dayton. (pg. 580)

KILER, DANIEL W. vs Elias Mathews (adms. of Daniel Kiler dec'd.), Elijah Gorsuch (guard.), Bathalomew Vankamp, Amos Gray, Samuel Rohrer,John Kennedy, Thomas Jones, James W. Kiler, Daniel, Thomas J., John M., Zenas L., Emeline & Caroline Forrest. 13 May 1840. Daniel Kiler dec'd. owned NE 1/4 S16 T2 R8 Wayne twp. & left Daniel (petitioner), James W. Kiler, Sarah Sophia w/o Reizen Forrest his only children. By will tract sold & lot in Dayton bought & house built for dau. Sarah Sophia (now dec'd.)& to descend to her children. Balance of estate to sons James M. & Daniel W. Kiler. Forrest children: Daniel Wm. Forrest, Thomas J., John M., Zenas L. Emeline & Caroline Forrest. Error in filing as James W. Kiler his brother had died before filing leaving only a widow Rebecca since married toJames F. Fulmiler. Dsniel W. Kiler a minor at time of sale and believes land sold for less than true value. (pg.582)

LANDHAM, RICHARD adms. of John Hale vs Adam Bowers & Elizabeth Bowers 3 Feb. 1843 Ask for sale for debt. Bowers gave mortgage on part of E side S24 T1 R5 & part NE 1/4 -53 acres to John Hale now dec'd. leaving widow Ann since married to Henry F. Pespaugh. (pg.599)

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EMSLEY, JAMES adms. of George W. Hoffman dec'd. vs Mary Ann (widow), Eliabeth Ann 4 yrs., Catharine Ann 2 yrs., Oliver Perry 4 mons. Hoffman heirs of George W. Hoffman dec'd. 6 Oct. 1841 To sell land to settle estate- lot 24,25 Little York. Left widow & 3 children. (pg. 1)

SUNDERLAND, MARY vs Elizabeth C., Joana C., Timothy S., Jane S., Stales B. David S., Baldwin & David C. Baker, Robert & Hannah Hand & unknown of ? Tichener & Betsy Tichener. 9 Jan. 1843 Petition for Partition Orator has legal right to 1/7th West side S25 T2 R7 (Heirs of Samuel Baldwin dec'd.see VolG. pg.374) Mary Sunderland formerly Mary Crowell; Elizabeth C. Joana C., Timothy S., Stalee B. Baldwin children of Ellis S. & Sarah(Crowell) Baldwin, David C. Baker grantee of Harriet Ann & Mary Dover children of Thomas & Phebe (Crowell) Dover and Luckert & Charity (Crowell) Williams also grantee of Linsey &

Ann (Crowell) Johnson of Mont. Co.O. & Robert & Hannah (Crowell) Hand and children & heirs unknown of ? & Betsy (Crowell) Tichener of Ezzex Co. N.J. all tenants in common. (pg.10)

McCLELLAND, ROBERT & THOMAS RIGGER exe. of Robert Scott dec'd. vs Thomas, William & Robert Scott, George W. Barr, Stephen Alexander, Caleb Reeder & wife Margaret, John G. Law, Robert Gowdy, Robert Scott Gowdy s/o William Gowdy, Robert Scott Gowdy s/o John Gowdy, John Tate exe. of Amelia Scott dec'd. & Trustees of Associate Synod of Phila. 1 Oct. 1839 To settle accounts. Robert Scott dec'd.15 Feb. 1839 & owned ca 75 acres Greene Co. & lot in Centerville, O. He left wife Amelia (now dec'd.) Heirs named: Thomas Scott of Bourbon Co.Ky., brother; William Scott of Fayette Co.Ky. brother;Robert Scott of Harrison Co. Ky.s/o John Scott,brother; George M. Barr of Iowa Territory; Mary B.(Margaret B.) Stiles now w/o Caleb Reeder; John Law; Stephen T. Alexander of Clermont Co.O., R. Scott Bull of Greene Co.O.;Robert Scott Gowdy s/o Wm. of Clark Co.O.; R. Scott Gowdy s/o John of Ind.(pg.14 & Vol. G. pg.307)

OSBORN, DAVID vs unknown hiers of Frederick Reiss 21 Apr. 1842 Reiss owned NE 1/4 S35 T2 R7 1 acre 18 perches and gave mortgage. Reiss now dec'd. & heirs believed to be in Germany. Land sold to pay debt and balance to Catherine Reiss, widow of Frederick Reiss. (pg.27)

AUG. TERM 1843

STEVENSON, DAVID vs Joseph & Rhoda Gilmore, Nathaniel Wilson & Alexander Grimes 25 Oct. 1843 To have lot sold for debt. Joseph Gilmore & wife Rhoda of Franklin Co.Ind. owned tract in Dayton & gave mortgage. (pg.32)

SMITH, SAMUEL F. & WILLIAM W. vs Lewis Lindsley & wife Felicia & others. 15 Apr. 1842 To have lot sold for debt. Lindsley gave mortgage on lot in Dayton W 1/2 52. (pg.37)

SWAIN, CHARLES G. et al vs Henry Rigler & wife Fidelia & Thomas B. Tilton 18 Nov. 1742 Mortgage on lot in Dayton, ask for sale. (pg.41)

HALE, ANN adms. of John Hale dec'd. vs Amos & Elizabeth Pearson 26 Apr. 1842 Mortgage on SW corner NW 1/4 S1 T5 R5 -180 poles. Ann Hale, widow now married to Henry F. Pespaugh. To sell for debt. (pg. 44)

EICHELBERGER, JOHN & JACOB GEPHART vs Henry Rupley & wife Barbara 12 Nov. 1842 Mortgage on 160 acres in SW 1/4 S25 T4 R5 Sold for debt. (pg.50)

BRYAN, FREDERICK H. vs George Shartle 27 Mar. 1841 Bryan & Shartle had agreement to build levee for Letitia Cooper & Bryan wants accounting of work & payments. (pg.53)

CASSILLY, MICHAEL O. of Cincinnati vs John Zimmers 10 Sept. 1842 Mortgage of lots in Dayton. Sold for debt. (pg.56)

VANTUYLE, HENRY adms. of John Robbins dec'd. vs heirs of O.B. Conover dec'd. & heirs of John Robbins 19 Aug. 1842 Widow of John Robbins dec'd. since 1841. John Robbins had purchased of Obadiah B. Conover lot in Dayton,O. & Conover died in 1835 leaving widow Sarah, John B., Benjamin Harvey, William M., Wilber, Martha Jane, Obadiah M., Harriet Ann, Franklin P. Conover his heirs. John B. Conover died about 1836 giving his share to his mother Sarah Conover. William M. Conover died before age 21. Robbins estate insufficient to settle debts & he left Josiah H.& Josephine Robbins, Mary w/o William C. Gibson, Harriet, Allen G. & John Robbins heirs. To sell enough land to pay debts. (pg. 62)

HENKLE, ANDREW vs John Stewart 29 Jan. 1839 Andrew Henkle of Prebe Co.O. Mortgage on part of west side E 1/2 S14 T3 R4 -4 acres 114 poles, & parcel in S14 T3 R4- 136 perches. To sell for debt. (pg.73)

MARKER, GEORGE & wife Polly vs John Heck 18 Arp. 1843 Polly Marker late Polly Shively of Preble Co. O. had contract with John Heck of Mont. Co.O. for purchase of 15 acres part of NE or NW 1/4 S16 T3 R5. George Marker had 4 children by former wife & Polly Shively had 4 children by former husband Adam Shively dec'd. After their marriage George Marker bought 175 acres in Preble Co. John Heck wishing to make deed to his sister Polly Shively who has left husband George Marker. Polly states she did not agree to filing as she had left with her children. (pg.81)

EBERT, ANDREW vs Philip Hetrick 1 Aug. 1843 Mortgage on W 1/2 of SE 1/4 S29 T6 R4- 86 acres. Ask for sale to settle debt. (pg.85)

PRICE, ANDREW B. assignee of Joseph Shaw vs Matilda, Matilda I., Pamelia, William & Ellen Hatfield, Lauson Allen & Joseph Shaw. 2 Sept. 1843 Benjamin Hatfield dec'd. owned part of E 1/2 S25 T2 R6 in Centerville- 50 acres minus school house lot of 1/2 acre in NW corner & gave mortgage to Joseph Shaw who assigned mortgage to Price. Benjamin Hatfield dec'd. had mortgaged the land to Lauson Allen. Benjamin Hatifled left heirs: widow Matilda, & children Melinda, Matilda Idine, Pamelia, William & Ellen minors. (pg. 89)

STEELE, JOHN & others vs Wm. L. Helfenstein 6 May 1842 Mortgage on lot 7 & part frac. S27 T2 R6- 5 acres 148 perches to John Steele in trust for heirs of Samuel Steele dec'd.being: John Steele, Nancy w/o John Thompson, Sarah w/o David Glass, Mary w/o Isaac Tate, Jane w/o Theophelus McPheters, Robert Barr, Loyd & Mary Hatfield heirs of Mary Moore dec'd. Sold for debt. (pg.97)

TOWNER, ERASTUS W. vs John M., Catharine & Catherine M. Wertz 18 Apr. 1843 John Wertz & wife Catherine gave mortgage to Towner on lot in Dayton. They also gave mortgage to Catherine M. Wertz of Hanford Co.Md. To sell lot for debt. (pg.104)

NEIBLE, JACOB adms. of John Riddle dec;d. vs Nancy (widow), Robert, James, William Riddle, Elizabeth w/o John Deen ,heirs of dec'd. 17 Oct. 1843 Riddle owned inlots in Alexanderville & died leaving 3 brothers & 1 sister all of Mont. Co.O. except William residing in Ky. Ask for dower to be set off and enough land sold to settle debts. Widow since married to Elijah C. Yeazle. (pg.110)

RIGGS, JOHN S. adms. of Samuel Longstreth dec'd. vs Nancy (widow), Oliver, Catharine & Margaret Longstreth, minors & Eliza w/o John Riggs, heirs. 12 Sept. 1842 To set off dower & sell enough to settle estate. Map pg.126 Owned 141 acres in W 1/2 S34 T2 R8 & 26.66 acres off West side SE 1/4 of same sec. & 93.33 acres in E side of SE 1/4. The Miami Canal north of Dayton runs through the land & locks for passage of boats, said land conveyed to State of Ohio. (pg.120)

BARNEY, ELIAM E. adms. of John Burnes dec'd. vs widow & heirs 17 Feb. 1842 Burnes owned S 1/2 of SE 1/4 lots in Dayton. He left widow Cynthia Burnes & children: Margaret C. Fanny Ann, John J.,& Jeremiah M. Burns, the last 2 minors. To sell enough to settle debts. (pg.140)

MAX, ELIAS vs Alexander H. Porter, William Worrell & H.S. Williams 18 Apr. 1842 Mortgage on lot in Dayton and ask for sale for debt. (pg. 147)

COLE, JOHN C. assignee of James C. Anderson vs Elizabeth, James, & Robert Hilands (Hilans) & Mary Hains 3 Sept. 1842 Anthony Hiland dec'd. & wife Elizabeth owned 20 acres in S31 T2 R6 and gave mortgage. He died 5 May 1842 and left widow Elizabeth & heirs: 2 brothers James & Robert & sister Mary Hains. Land sold to settle debts. (pg. 153)

HARNS, JAMES vs William Harvey 2 May 1843 Harns owned lots in Miamisburgh in Treon Plat from Peter, John ,Rachel & Eve Treon on which he built brick pork house for packing pork & making lard & bacon. Harvey of Warren Co.O. & now of Ind. bought property & title bond given. Debt unpaid & petitioner ask for sale. (pg.157)

PERRINE, JAMES vs Jacob Wilt & wife Mary 18 Nov. 1842 Mortgage on lot in Dayton. To have sale to settle debt. (pg. 164)

HENDERSON, ELIZABETH & others vs Sarah Clark et al 30 Aug. 1842 Elizabeth (widow), Nancy F. Henderson, Jane D. w/o James Lemon, Wm. C. & Martha W. Henderson, children of James Henderson who died 14 Mar. 1828. William Clark (now dec'd.) a friend of the family purchased 75 ft. off inlot 249 Dayton and paid for from James Henderson estate for Elizabeth Henderson & family. William Clark died leaving widow Sarah Clark & children: James H., Martha E., John R., & Robert Clark. Ask for deed to be made to James Henderson heirs from William Clark dec'd. who was trustee. (pg. 168)

TYLER, WILLIAM vs William L. Williams 25 Apr. 1843 William

gave mortgage on lot in Dayton. Ask for sale for debt. (pg. 171)

STALEY, ELIAS vs William B. Stone & wife Samantha Apr. 1843 Stone gave mortgage on lot in Dayton. Ask for sale to settle debt. (pg.172)

ZELLER, ADAM vs Jacob Wesco & wife Sarah Apr. 1843 Mortgage on S 1/2 lot Germantown. Ask for sale for debt. (pg.174)

NOV. TERM 1843

CRIST, JOHN vs Henry B. Crist 20 Sept. 1839 Partners in Dry Goods in Germantown,O. Oct. 1835 & disolved partnership July 1836. To have equal settlement. (pg.178)

HIGGINS, JESSEE, John Kelly & Dorson Edwards vs Philip Hetrick and others 6 Oct. 1841 Petitioners had judgment against Hetrick. Philip Hetrick Sr. owned W 1/2 SE 1/4 S29 T6 R4- 86 acres subject to mortgage of Andrew Ebert who had filed to have land sold. Philip Hetrick Sr. had conveyed land to Susanna McMullen during her life & remainder to Philip Hetrick Jr. his son. Philip Hetrick & Susannah McMullin intermarried & live in Ind. Philip Hetrick Sr. also has interest in E 1/2 of SE 1/4 S29. Ask that 2 tracts be sold to settle accounts. Philip Hetrick died about 23 Oct. 1841 St. Joseph Co. Ind. & left Jacob & Philip Hetrick Jr., Elizabeth w/o Rhinehart Cripe, Lydia w/o Edward Atcheson, Susanna w/o Joseph C. Mikesell his heirs. Rhinehart Cripe of St. Joseph Co.Ind. adms. of Philip Hetrick Sr. (pg.190)

IDDINGS, BENJAMIN vs Eli & wife Elizabeth Jones 2 Mar. 1843 Jones owned part NE 1/4 S25 T5 R5- 1 acre 36 perches. Mortgaged and sale ask for debt. (pg.205)

PHILEBAUM, SAMUEL adms. of Benjamin Philebaum dec'd. vs Philip Keller adms. of John Philebaun dec'd.David, George, Jacob, Andrew, Angeline & Margaret Philabaum, Elizabeth w/o Walter Tickel, Margaret w/o Jacob Griffith, Catherine w/o David Zebring, Rachael w/o William Wegley, Daniel, Samuel 2nd., Mary Ann & Leah Philabaum. 1 Sept. 1842 To sell land to settle estate. John Philabaum dec'd. Mar. 1838, father of petitioner owned tract of 60 acres off west side of SE 1/4 S20 T1 R6. Margaret Philabaum- widow entitled to dower. Land occupied by Benjamin Philebaum till his death ca 1 May 1841 without heirs of his body. Heirs named: David Philabaum of Westmoreland Co.P., George Philabaum of Allen Co.Ind., Jacob Philabaum of Fayette Co.Ind., Andrew in penitentary a convict of Ohio in Franklin Co.O., and has one child Angeline Philabaum age 11 yrs. of Mont. Co.O. Daniel Philabaum died since Benjamin and left children Elizabeth w/o Walter Tickel, Margaret w/o John Griffith, Catharine w/o David Zebring, Rachel w/o William Wegley, Daniel 18 yrs., George 2nd. 16 yrs., Samuel 8 yrs., Mary Ann 5 yrs., Sarah of age in Warren Co.O., David 2nd. 10 yrs. in Seneca Co.O. (pg.214)

STODDARD, HENRY vs Samuel Caldwell & wife Margaret, John Steel &

wife Jane, Francis & Jefferson Patterson, Asa P. Stoddard, James McConnell & wife Mary, Robert Hamill & wife Elizabeth, John J. Harriet P., Rebecca J. & Charlotte N. Nesbitt 3 Jan. 1839. Petition for partition. Robert S. Patterson died intestate & possessed part of S2 T1 of 224 acres in S end of W 1/2 S32 T2 R7 & had no heirs of his body. He left brothers and sisters: Margaret w/o Samuel Caldwell of Warren Co.O., Rebecca w/o John Goodert, Catharine P. Irwin now w/o Horatio G. Philips, Jane w/o John Steel of Fayette Co.Ky., Francis Patterson of Marion Co.Mo., Jefferson Patterson of Pensacola, Fla., HARRIET (died before Robert) left son Asa P. Stoddard age 16 yrs. & Elizabeth Nesbit dec'd. left 7 children: Robert P., John J, Mary F. w/o James McConnell, Elizabeth w/o Robert Hammil, Harriet P. of age & Rebecca J. & Charlotte V. minors of Boon Co.Ind. Rebecca Nesbit now w/o James Boyd. (pg. 227)

WOLF, JACOB adms. of Joel Miller dec'd. vs widow & heirs of dec'd. 21 Apr. 1843 To sell some land to settle debts. 182 acres in SW 1/4 S5 T4 R4. Left widow Sarah now w/o Henry Bemer & 2 children, minors Diana 10 yrs., & Mary Ann 4 yrs. (pg. 241)

BOMBERGER, G. W. assignee of Jessee W.Harker vs Daniel Emrick 15 Mar. 1841 Emrick owned SE 1/4 S34 T6 R4 conveyed by Jacob & Susannah Flory to Warren Estabrook & gave mortgage. Ask for sale to settle debt. (pg. 247)

WEAVER, MICHAEL vs Philip Gerber 7 Apr. 1843 Michael Weaver of Preble Co.O. Mortgage on part S9 T3 R5- 143 acres. (pg. 252)

HARKER, SAMUEL T. vs Isaac C. Coleman & wife 29 Aug. 1843 Harker sold lot in North Dayton & Isaac Coleman & wife Emma gave mortgage. Ask for sale. (pg. 254)

TREON, ISAAC vs Christian Yordie 17 May, 1843 Yordie owned part SE 1/4 S25 T1 R6 -90 1/2 acres & gave mortgage to Treon. Treon filed to keep Yordie from cutting timber till debt paid. (pg.256)

ROBBINS, JOSEPHUS D. vs Josiah Robbins, Mary w/o William C. Gibson, Harriet, Allen G. & John J. Robbins. 20 May 1843 Robbins claims 1/6th part of lot 30 So. of Dayton- 2 1/8 acre. Mary Gibson, Allen G. Robbins of Mont. Co.O., Josiah H. Robbins of Bracken Co.Ky., Harriet & John J. Robbins of Highland Co. O. (pg.259)

SPRINGER, CHARLES, W.G.W. GANO, EDWIN CAMPBELL, FERDINAND BROSMAN, JOHN A. D. BURROWS vs Lewis Lindsley, William Zigler, Charles Soule, Samuel D. & John P. Edgar. 17 Nov. 1842 To sell lot in Dayton to pay judgment. (pg. 263)

MILLER, ISAAC vs Jacob & William Black & Jesse Gerhart & Daniel Richmond 9 Apr. 1842. Isaac Miller of Butler twp. had judgment & ask for settlement. (pg.275)

WILKENS, JOSEPH vs Dayton, Covington Turnpike Road Co. & Eli Frankeberger for use of Alfred Hoover vs Dayton, Covington

Turnpike Rd. Co. 27 July 1841 Ask to have a receiver for receiving tolls & disbursing for payment of debts. (pg. 287)

BOOMERSHINE, PETER vs Margaret Rumberger widow of George Rumberger dec'd. & John Rumberger heir & Exe. of dec'd. 26 Jan. 1842 Peter Boomershine in 1806 married Margaret Rumberger only d/o George Rumberger dec'd. George owned S part of NW 1/4 S35 T4 R4 -56-57 acres. George Rumberger died 1841 & left widow Margaret & son John of Jackson twp. By will gave to son John, dau. Margaret & grandsons John F. & Simon Boomershine, granddau. Elizabeth & Catharine Boomershine, grandsons Daniel , granddau. Rebecca Boomershine. (pg. 293)

BLACK, JACOB vs John Steel Sr. 24 Oct. 1839 Black agreed to buy 25.92 acres on E side T1 R8 of Miami River in S5 T1 R8 & part SW 1/4 S35 with mill subject to mortgage of Jesse & William Gerhard. Steel had not settled mortgage. (pg. 306)

SMITH, SAMUEL F. & William F. vs Peter Baer & wife Maria & others 2 Oct. 1843 Mortgage on lot in Dayton to Daniel Cooper now dec'd. leaving widow Letitia Cooper. Ask for sale to settle debt. (pg.314)

SHEWELL, THOMAS of Phila. vs Joseph Clingenpeel & wife Ann 6 July 1838 Mortgage on 218 acres in S19 T3 R5 Jefferson twp. & 8 acres of W 1/2 NW 1/4 S16 T3 R5 & lots in Liberty inc. buildings. Ask for sale to settle debt. (pg.323)

BROWN, HENRY adms. of Joseph Brown dec'd. vs Elizabeth, Caroline, Josiah, Solomon, Lucinda, Amanda, Jacob, & Joseph Brown heirs of Joseph Brown dec'd. Jefferson twp. 3 Mar. 1841 Owned S23 T3 R5 -191 acres. Left widow Elizabeth and other named heirs all except Caroline minors. To set off dower & sell enough to settle debts. (pg. 329)

HAGENBAUGH, STEPHEN of Green Co.O. vs Archibald Clock, Richard E. Colt, Morris Jackson, John W. Harns, Peter Voorhees & Thomas Blair. 18 Mar. 1843 Judgment on Colt & Jackson in Huron Co.O. Richard E. Colt lives Sandusky, Erie Co.O. & Jackson lives Cuyahoga Co.O. & had interest in Nathional Hotel in Dayton & sold same to Thomas Blair & John Harns. Archibald Clock is bro-in-law of Morris Jackson. Ask for judgment to be settled. (pg. 342)

MATHEWS, ELIAS adms. of James Petticrew dec'd. vs Sarah & John D.C. Petticrew, Andrew & Isabel Mahaffa, Algernon Sidney & Mary Jane Petticres. 20 Apr. 1843 To sell some land to settle estate. Tract in Wayne twp. S10 T2 R8 20 acres, & E 1/2 SW 1/4 & E 1/2 NW 1/4 160 acres. Left wife Sarah, & children John D. Campbell Petticrew, Isabella w/o Andrew Mahaffa & Algernon Sidney & Mary Jane Petticrew. (pg. 352)

BUTTS, SOLOMON & others vs John & Enos Willson 14 Oct. 1841 Adam Butt dec'd. owned SW 1/4 S7 T4 R4 & NW 1/4 Jackson twp. He had children Solomon, & John A. Butts, Magdalena w/o Philip Delkert, Elizabeth w/o Henry Judy, & Catherine Schroyer &

Susanna. Adam Butt by will gave to dau. Susannah the farm of 113 acres & to son John 100 acres, dau. Elizabeth 100 acres & only $250. to Solomon. Solomon dissatisfied and others agreed to pay him a share. Susannah gave notes & later married John Stiver in 1833. She had one child which lived about 24 hours & she died a fortnight later. Susanna's land put in name of John Stiver & he refused to honor notes. John Stiver sold some of the land to Willson. (pg. 361)

ASHTON, JOSEPH vs William, Sarah, Mary & Fidela Martin. 9 Sept. 1842 William Martin owned N 1/2 lot 21 Chambersburg & made deed to Mary & Fidela Martin his minor children so he would not squander the same & the mother Sarah Martin made a deed to orator in order to increase value of estate of daus. She applied money received on lots in Phillipsburg. Ashton ask for full title to lot in Chambersburgh. (pg. 372)

GEPHART, MICHAEL vs Tunis G.V. Dubois 7 Sept. 1842 dismissed (pg. 379)

PRESBAUGH, HENRY F. vs John Hikes 18 Nov. 1842 Andrew Hikes & wife Juliet conveyed 1/2 of tract in S2 T5 R5- 30.25 acres & John Hikes tenant in common with petitiones of other 1/2 of undivided tract. Ask for partition. (pg. 380)

DANES, SAMUEL H. & MARY B., LEWIS & HARRIET HUESMAN, John E. & Ann E. Howard vs Fielding Loury, Henry Stoddard, Ezekiel Thomas, John W. Carey & James Harns. 27 Dec. 1841 Fielding Lowry father of petitioners Mary B., Harriet & Ann & as guardians purchased land for wards as heirs of John Smith dec'd. Land bought at sale in Land office at Piqua of Wapakonetta in Allen Co.O. Ask for accounting of land bought. (pg.382)

KYLE, JAMES, JEMIMAH, SUSANNA, ANDREW & MARY ELIZABETH by friend H. Stoddard vs Daniel W. Wheelock & Ralph P. Lowe 12 Mar, 1843 To obtain money due from tract of land Andrew G. Kyle dec'd. father of petitioner owned in Mercer Co.O. 1 1/4 acre in Lima. He had agreement to sell to Lowe. Andrew Kyle died 12 Mar. 1837 leaving petitioners as heirs. (pg.400)

STEWART, ALEXANDER & James Willson vs Dennis McCormick & The Great Miami Turnpike Co. 28 Apr. 1842 Stewart, McCormick & Willson partners in building turnpike. McCormick had added his brother Patrick McCormick to contract & collected payments. To have accounting of money paid. (pg.406)

ESTABROOK, WARREN vs George W. Bomberger 15 Oct. 1841 Jesse W. Harker made a deed to George W. Bomberger for lot 20 in Pyrmont for $1. & Bomberger was to settle debts of Harker. Lot in Perry twp. included store house, dwelling, dry goods stock, copper & tools, also copper ware or vessels made in my house & flour stored in warehouse of Estabrook & Phelps & S.T. Harker Candle factory & stock in Pyrmont Library. Estabrook filed for debt due him & still unpaid. (pg.413)

FRYBERGER, VALENTINE vs Robert Lindsay & Simon & Henry Snyder

24 July 1843 Fryberger security for money loaned by Lindsay & Snyder's partners who have not paid debt. (pg.423)

STATE OF OHIO vs Herman Long 3 May 1843 Long had conveyed to state lot 61 Dayton for debt. Debt still unpaid and sale asked for payment. (pg.427)

RESOR, DANIEL M. vs John Dunning, John Stephen & Dayton Western Turnpike Co. 27 Apr. 1843 Dunning in debt to Stephens & said Dunning owns four shares of stock in D. & W. Turnpike Co. and assigned stock as mortgage to Stephens who assigned same to Resor. Dunning has left the state & Resor ask for sale of stock for debt. (pg. 430)

GENNETT, FRANCIS vs Jacob Judy 14 Nov. 1843 Gennett borrowed money from Jacob Judy & signed notes. To have accounting for amount due. John Shelby a judge dec'd. and another Judge George B. Holt was employed as complainant & case moved to Supreme Court. (pg.433)

ANTONIDES, VINCENT vs John Highland et al 6 Apr. 1843 Antonides sold to Irwin Moyer lot 16 in Bridgeport & Moyer sold to Samuel Loree & Loree sold to Highland. Antonides made wrong deed- lot to Highland has house & lot & lot 16 has no house. Antonides sold lot 16 to Michael Moyer. Highland to make deed of lot to Antonides for correct deed of lot North of 16. (pg.440)

SMITH, MARTIN vs Erastus W. Towner & John Wentz 3 Feb. 1844 To collect for work done. Smith a carpenter to do carpenter work for Wentz on a brick bldg. on inlot 1 Dayton at 5th & Jefferson. Wentz had conveyed same to his wife Catherine Wentz with mortgage to Towner. (pg.442)

YOUNG, AUGUSTUS vs Edward Peasly 18 Aug. 1843 Petition for partition. Young has legal right to undivided half of tract SE 1/4 S32 T2 R7 of which inheirted from Thomas Thomas Peasly dec'd. & tract conveyed to Theodore Peasly by will of Aaron M. Peasly dec'd. who had N part inc. mill & House. Edward Peasly 20 yrs. residing in Dayton is joint tenant. (pg.445) Land conveyed to William H. Peasley. William H. & Edward Peasley 20 yrs. old were brothers & each entitled as heirs of Theodore Peasley dec'd. (pg.565)

OHIO LIFE INSURANCE & TRUST CO. vs Thomas Aydelott & S. Longstreet 30 Aug. 1843 Aydelott owned E 1/2 S31 T6 R4 76 acres part of 6/7th of whole inherited from his father in part purchased from co-heirs in 1835 subject to dower of Mary Adylott, widow. Thomas Aydelott had borrowed from orator and gave mortgage. discontinued (pg.447)

APRIL TERM 1844

DALRYMPLE, OLIVER vs Henry Butt 25 Aug. 1843 Butt owned lots 6 & 23 Farmersville and gave mortgage & ask for payment or lots sold for debt. (pg.450)

ROCHE, JOSEPH vs Christian Yorde & John Roche 20 Oct. 1943 Roche sold to Yorde tract in S10 T2 R5 & tract adjoining in S15- 41 acres & Yorde sold same to John Roche. Ask for sale as debt ot paid . (pg.454)

JONES, JOHN D. & CALEB JONES partners of Cincinnati vs Thomas M. Hardcastle & wife Adelaid J. Hardcastle. 5 June 1843 Hardcastle gave mortgage on lots in Dayton for debt owed. Ask for sale to settle debt. (pg.457)

EVERSOLE, JOSIAH vs Mary Sr., Mary Jr., Joseph & Sarah J. Dunkle, William Bourne, Henry L. Brown adms. of D. Stone estate, Samuel F. & W.W. Smith, J.C. & L.C. Backus 2 Sept. 1843 Peter Dunkle dec'd. & wife Mary owned part of lot 40 in Dayton & gave mortgage on same to Wm. Bourne who assigned his interest to orator. Peter Dunkle died leaving wife Mary, 3 minor children: Mary, Joseph & Sarah Jane Dunkle. Wm. Bourne gave deed of mortgage to David Stone & D.Z. Cooper both dec'd. & Henry Brown is adms. of Stone & Smith's trustees of Letitia C. Backus formerly wife of D.Z. Cooper now w/o John C. Backus. Lot to be sold for debt. (pg.462)

BACON, MARIA vs William Watson, William & Thomas Kelly, Norman Clark, Joseph H. Crane & adms. of H. Bacon 19 May 1843 Maria Bacon widow of Henry Bacon dec'd. Nov. 1839. Bacon had sold lot 5 Dayton to David Watson who gave mortgage deed. Wm. Watson died intestate ca 1839-40 & left brothers & sisters John Watson, Jane w/o William Ferguson, Ann Watson, Elizabeth w/o McGuno Reed, Margaret Stewart & Hugh Watson. Wm. Watson had sold lot & Maria Bacon charges that mortgage stil unpaid & ask that lot be sold. (pg.468)

PERRINE, JAMES exe. of Ferdinand F. Carrell dec'd. vs William Dodds & wife Elizabeth. 18 Nov. 1842 Mortgage on lot in Dayton & ask for sale to settle debt. (pg.476)

PHELPS, FRANCIS E. & William B. Stone exe. of David Stone dec'd. vs Christopher Huntly & wife Bertha & R.P. Brown. 27 Mar. 1841 Mortgage on lot in Dayton, and ask for sale for debt. (pg. 485) vs Robert S. Wynn of Pike Co.O.& Robert P. Brown 6 July 1841 Mortgage= ask for sale for debt. (pg.499) vs James B. Shepherd & wife Juliann & Robert P. Brown 27 Mar. 1842 mortgage on lot in Dayton. Sold for debt. (pg.517)

FITTS, WILLIAM vs Richard Woodyard 17 Aug. 1843 Mortgage on lots in Woodbourne. Ask for sale for debt. (pg.512)

STATE OF OHIO vs Evan Davis Jr. & wife Catherine & Abraham Overlease 23 Aug. 1843 Davis in debt to state gave mortgage on lot in Dayton. Sold for debt. (pg.522)

KURTZ, CONRAD adms. of William McNair dec'd. vs Edith McNair, widow, Margaret, Thomas, John, William, Ann M., & James McNair heirs & Ohio Life Ins. & Trust Co. 22 Aug. 1843. McNair owned NE 1/4 S11 T2 R8 with mortgage to Ins. Co. He left widow &

minor children. To have dower set off & land sold to settle debts. (pg.528)

BROADWELL, SIMEON & Joseph Plunket adms. of Silas Broadwell dec'd. vs Anna Broadwell, widow, Josiah Broadwell, Mary w/o Joseph Plunket, Ann w/o George Jocelyn, Anna, Susan , Silas & Charles -children of Silas Broadwell dec'd. 17 Apr. 1844 Silas Broadwell sold house & lot in Dayton to William Fowler. Silas Broadwell died Jan. 1844 and left widow & children: Josiah, Mary w/o Joseph Plunket, Anna w/o George Jocelyn, Anna, Susan, Silas F. & Charles Broadwell son and heir of Byram Broadwell dec'd. who was s/o Silas dec'd. Fowler has paid notes & suit filed to give a clear deed. (pg. 537)

SHARTEL, SARAH vs James, William, John, Sarah M., George T.Shartel & Thomas & Nancy Swaymie 29 Jan. 1844. Petition for dower. John Shartel died 1 Apr. 1842 leaving petitioner his widow & children minors except Nancy Swaymie of Clark Co.O. Owned lot in Dayton, tract in Clark Co. undivided 1/2 of 360 acres in S30 & 24 T3 R8 the other 1/2 owned by Jacob Shartel of Clark Co. included flour & saw mill & distillery. (pg. 542)

BROOKS, JAMES & John H. Achey partners vs George & Catherine Swisher, Charles G. Swain, Ebenezer Fowler adms. of Isaac Demarest dec'd. & Isaac Warham 1 Sept. 1843.Swisher had bought lot 6 Dayton of Swain & Demarest & gave mortgage. Lumber for house & out houses from Brooks & Achey. Ask for sale for debt. (pg.548)

VOORHEES, JOSEPH vs Samuel S. Robbins & wife Mary Ann 17 Aug. 1843. Mortgage on lot in Centerville. Sold for debt. (pg.557)

WALKER, MOSES B. & wife Maria C. vs John B. Posey 13 Jan. 1844. Tobias Van Schoyck dec'd by will gave 1/3 estate to wife Elizabeth & balance to children born or unborn of wife Elizabeth. John Bush Posey guard of his son Oliver (who died age 20 in 1842). If any died before maturity all to survivor Maria Walker his only heir entitled by will of her father Tobias VanSchyck. To have accounting of funds from Posey. (pg.560)

McCLURE, ALBERT E. for use of Samuel Brady vs George B.Holt adms. of William Blodget dec'd. & Ephraim Lindsly. 5 Nov. 1942 Mortgage on lots in Dayton. Ask for sale for debt. (pg.570)

HANKINSON, LEWIS F. of Ill. vs Samuel Griggs & wife Phebe 31 Aug. 1843 Griggs owned tract W 1/2 NE 1/4 S18 T6 R4- 86 acres & gave mortgage. Sale ask for debt. (pg. 580)

BECK, HENRY S. vs Peter Beck 2 May 1843 ortgage on lot 24 Liberty. Ask for sale for settlement. (pg. 584)

COREY, DAVID J. et al adms. of Elnathan Corey vs Charles Haskins 16 Dec. 1843 Mortgage on frac. 3,9,10,4 T1 R6 -198 acres and gave mortgage to Corey of Clark Co.O. who died 1842. To collect debt. (pg.590)

BROWN, THOMAS vs Michael Hoffman & S.D. Edgar, J.F. Edgar. 2 May 1843 Mortgage on lot in Dayton. (pg.595)

HARSHMAN, JONATHAN vs Adam Deam & wife Mary & Robert Hosier adms. of William Compton dec'd. 19 Aug. 1843. Adam Deam indebted to petitioner & gave mortgage on 157 acres in frac. S36 T2 R8 & S35 -100 acres. Robert Hosier has also asked for judgment of Adam Deam. To sell for debts. (pg.602)

RUSSELL, JAMES & DAVID LAMME vs Josiah & Rebecca Allen & Abram & Margaret A. Conover. 26 Apr. 1843 To settle debt. Allen & Conover owned part of frac S35 & S part S36 T2 R5 & indebt to petitioners as exe. of Frederick Nutt dec'd. (pg.609)

BROOKS, JAMES vs Edward Helfenstein, James Slaght, Calvin Delamatter, Henry Vallette, E. Ezekiel, & Adelia Helfenstein & Joel O. Shoup. 27 Apr. 1843. Edward Helfenstein a non-resident of this state gave mortgage for W 1/2 lot in Dayton. Edward Helfenstein had made deed to Adelia Helfenstein & other defendents have liens on tract. To sell for debts. (pg.612)

BECHTOL, JOHN & MATTHEW P. FRANK adms. of D. Vandever vs Jane Vandever et al 16 Jan. 1844 Petition for partition. David Vandever dec'd. 9 July 1942 & left widow Jane & children: Ann Catherine w/o JOhn Bechtol, Eliza Jane w/o Matthew P. Frank, William of age & Mary Ellen ca 3 yrs. Owned part or half 1/4 S30 T2 R5 Germantownship. 80 acres. (pg.618)

NEIBEL, JACOB & PERRY PEASE adms. of William L. Smith dec'd. vs Margaret, Chas. P. Gordon, Jos. Ewing, Catherine E., Elizabeth H. & Margaret E. Smith. 21 Apr. 1843 To set off dower & sell balance to sellle estate. Owned lot 77 Miamisburg, subject to mortgage, also S 1/2 lot 76 & 1/2 as tenant in common with John F. Platte & other tracts inc. Smith & Platte Warehouse subject to mortgage. He left widow Margaret Smith & children all minors. Mortgage held by Elizabeth Connelly now w/o Alexander Swaynie who bought part of lot & money paid applied to said mortgage. (pg.625)

WARNER, GEORGE exe. of David Warner dec'd. vs Elizabeth Warner & others. 2 Dec. 1843 David Warner by will gave to wife Elizabeth use of house till youngest child David Warner reaches 21 years when estate sold & divided among children. Owned 138.83 acres in NW corner S 1/2 S5 T2 R6. The youngest child David died in 1840 in his minority. The other children of testator are Susanna w/o Jacob Beard, Catherine w/o John Beard, & Mary Ann Warner all of age. Jacob & Susanna Beard deeded their 1/3 share to Philip Wampler inc. Elizabeth's dower. Exe. to sell land & divide according to will. (pg.639)

BECK, HENRY S. vs Henry Row & wife Charlotte & Peter Aughinbaugh 4 Apr. 1843 Row owned lot in Dayton and gave mortgage. To be sold for debt. (pg.646)

GARDNER, SARAH JANE adms. of William Gardner dec'd. vs Samuel D. Edgars et al 29 Dec. 1843 William Gardner left widow the

petitioner & an infant dau. Margaret Jane ca 1 yr. Mortgaged lot in Dayton. Dower to be set off and balance sold. (pg. 652)

KINSELL, ABRAHAM & Daniel Clark adms. of Jacob Kinzell dec'd. vs Christena Kinsell, widow et al 27 Dec. 1843 Jacob Kinzell late of Harrison twp. owned tract in S32 T2 R6 5.30 acres & tract in S29 of 1 acre or more & 100 acres same sec. Left widow Christena & Abraham Kinsel, Elizabeth w/o Christian Reesor, Michael Kinsel & wife Elizabeth, John, Christena, Mary & Jacob Kinsel his heirs. To have dower set off & balance sold to settle debts. (pg.656)

SULLIVAN, SAMUEL adms. of John Johnson dec'd. vs Abraham Stoker & wife Nancy, Mary Elizabeth, Henrietta, Harriet & John William Johnson. 1 Sept. 1843 John Johnson owned 50 acres in N part of frac S3 T1 R8. He left widow Nancy now w/o Abraham Stoker entitled to dower & & children named above, minors. To set off dower & sell balance to settle debts. (pg.665)

HOWARD, JOHN adms. of Samuel Robinson dec'd. vs Jonathan Robinson et al 30 June 1843 Robinson owned lots 16,17 Miamisburgh & tract frac S31 T1 R6 .42 acres mortgaged to Peter Treon & lot 13 mortgaged. Left heirs Jonathan, David & Martha Robinson & unknown heirs. To sell to settle debts. (pg.674)

SNYDER, MARTIN vs Peter Snyder, Joseph H. Dryden 9 Sept. 1840 Martin & Peter Snyder brothers with Joseph Dryden entered partnership in building grist mill on Miami Canal on 2 acres bought by Martin & Peter Snyder. Partnership dissolved and Martin ask for accounting. (pg.682)

AUG. TERM 1844

SWAIN, CHARLES G. & Nathaniel Hart , survivors of P. Demerest dec'd. vs Thomas Kirton 23 Aug. 1843 Mortgage on lot in Dayton. Sold for debt. (pg. 695)

MILLER, MARGARET vs Samuel Woodman & wife Elizabeth late Elizabeth Miller. 9 Feb.1841 John Adams Miller died ca 12 May 1820 leaving petitioner his widow. Owned 160 acres SE 1/4 S21 T2 R7. Samuel & Marie Elizabeth Woodman one of the heirs of John Adam Miller had bought shares of other heirs. Widow ask for dower. Margaret Miller died ca July 9, 1843 & John A. Miller appointed her adms. Other heirs of John A. Miller dec'd. Leonard, David, John A., Jonathan Miller. (pg.699)

HINCH, FREDERICK A. vs Joseph Patterson & wife Sarah, George A. Lockwood & wife Ann R. & Joseph Gilmore. 12 Mar. 1842 Joseph Patterson former resident now of St. Louis, Mo. gave mortgage to Gilmore on lots in Dayton & assigned notes to petitioner. Lots sold to Mary Ann Lockwood subject to mortgasge. Ask for sale for debts. (pg. 707)

BLACHTEY, JOSEPH W. et al vs Henry Doup & wife. 10 Apr. 1844 Judgment obtained in Miami Co.O. & Henry Doup & wife Margaret gave mortgage on lot in Dayton. To have sale for debt.

(pg. 716)

HART, NATHANIEL vs Jane Demarest, widow & heirs of Isaac Demerest dec'd. 11 Jan. 1844 Isaac Demarest died ca 26 Jan. 1843 leaving wife Jane, & children: Maria, Sarah Ann, Eliza, Edward H., Louisa, Laura, Almira Jane & Matilda M. Demerest all minors except Maria & living in Dayton. Owned an acre lot in common with Hart and cannot be divided and ask for sale. (pg.718)

GEBHART, EMANUEL vs John Miller, George, Catherine, Israel & James Staley. 26 Mar. 1842 Gebhart had judgment against John Miller & George Staley & gave mortgage on lots in Miamisburg. George Staley & wife Catherine made deeds to their two sons Israel & James Staley. Sons Israel, James & Joshua paid for lots & gave to George & Catherine's 2 daus. their equal portion. Appraissed for sale. Dismissed (pg.724)

PHELPS, FRANCIS E. & William B. Stone exe. of David Stone dec'd. & William W. & Francis F. Smith vs George Cullum & wife Rebecca 27 Mar. 1841. Smith trustees of Letitia C. Cooper now w/o John C. Backus of Baltimore, Md. Mortgage on lot in Dayton. Ask for sale for debt. (pg.733)

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AUG. TERM 1844

SMITH, CHARLES B. , William S. Pendleton & R.H.D. Smith et al vs Edward & Adelia Helfenstein, E. Ezekiel of Hamilton Co.O. 9 Apr. 1844 Smith & Pendelton- partners of Phila. & Helfenstein gave mortgage on lot in Dayton for debt. Helfenstein also sold & gave deed to lot to Adelia Helfenstein. Ordered sold for debt. (pg.1)

STUMP, JOHN vs Catherine, Lucy, & Catherine Heitman 1 Sept.1843 Frederick Heitman dec'd. owned lot 124 Miamisburg & in debt to petitioner gave mortgage. Heitman left widow Catherine & 2 children, Lucy & Catherine, minors. Sold for debt. (pg.8)

HANDLEY, JOHN vs Miami & Montgomery Turnpike Co., David C. Baker, David Winters, William Compton, William Eaker, Joseph Wilhelm, Daniel Booker & David Beardshire 18 Jan. 1844 To collect on judgment. Turnpike Co. has no assets and believed to have money coming to the Co. from other defendants & also tolls collected. (pg.12)

WOLFE, JACOB vs Hannah Bowen & Edward Geisey adms. of D. Bowen, and other heirs. 13 Dec. 1843 Daniel Bowen dec'd. agreed to give quit claim conveying interest in lot 195 Dayton & died July 1843 without making deed. He left widow Hannah & heirs: Andrew Bowen, Enos J., Polly & Eliza Hubbell, Nancy, Abigal, Joseph & Jane Hulse all of Miami Co. and minors, Obadiah Dicker & William Bailey of Butler Co.O. To have deed made. (pg. 14)

STATE OF OHIO by Jno. Brough -State Auditor of Ohio vs Dorson

Edwards, Miami Turnpike Co. et al 1 Sept. 1843 To collect debts. Creditors of Turnpike listed. (pg.18)

CAMPBELL, JOHN B., GEORGE W. FAVORITE & wife Rosanna vs William G., James, David, S.B. & Samuel A. Campbell 24 Jan. 1844 Petition for partition. John Campbell & Rosanna Favorite claim 1/7th part of N 1/2 frac S4 T2 R8 patented to John D. Campbell their father Aug. 28, 1813 & land in Greene Co. survey 2 S34 T3 R8- 61.85 acres. James & David P.Campbell of Mont. Co.O., William G. Campbell of Little Rock, Ark., Shashbazzar B. Campbell in Huntingdon Co.Ind. & Samuel A. Campbell in same Co. Ind. all co-owners with petitioners. (pg.28)

HOLT, GEORGE B. vs Thomas Casad, Henry M. Brown & Joseph Keenan 5 May 1842 Josiah Smith dec'd. owned 2/5th out lot 4 Dayton except 3 parcels sold to Martin Smith, Samuel Sherwood Smith & Elias Kaylor. By an order of the court a partition was made & 2 parcels sold, one to William Broadwell who sold to petitioner. Disagreement on property line. (pg.34)

SPERRY, ISAAC exe. of William Collins dec'd. vs Mary Ann & David Hillhouse, Eliza L. & Jonathan Stutsman, Sarah & Andrew Deal heirs of William Collins dec'd. 15 Aug. 1843 William Collins died Sept. 1838 & left Mary Ann Hillhouse w/o David of Cass Co.Ind., Eliza L. Stutsman of Miami Co., O. & w/o Jonathan & Sarah w/o Henry Deihl of Mont. Co.O. heirs. He gave 3 daus. all estate. Eliza Stutsman former w/o Joseph Hess who died 20 June 1837 insolvent & intestate but owned lot 33 in Dayton,O. Petition for partition filed by Joseph F. Hess against heirs of John Hess dec'd. & gave mortgage on said lot to William Collins dec'd. Joseph Hess died and adms. Wm. Collins appointed. Joseph F. Hess left widow Eliza L. & children. Collins died and left estate unsettled. Ask for sale of lot to settle estate. (pg.46)

MILLER, WILLIAM B. & SAMUEL A. MILLER vs Hannah, Sarah, Martha, Ephraim, Henry & Emily Miller 10 Apr. 1844 Petition for partition. Petitioner entitled to 1/8th part of NE 1/4 S34 T3 R6. Last 3 defendants minors. (pg.50)

FOWLER, EBENEZER adms. of ISAAC DEMARAST dec'd. vs Margaret Rodgers, Thomas Keefe. Margaret Rodgers owns 4.18 acres in SW 1/4 S35 T2 R7 & indebted to Keefe and gave mortgage now assigned to Isaac Demarast. Sold for debt. (pg. 54)

HOLLER, JOHN - Petition of heirs of Brandenburgh for power to invest money in land. 1 Apr. 1844 Jacob Holler guard. of Eliza 15 yrs., Isaac 14, Daniel 13, Abraham 10, Catherine 9,James 5, Jacob 3. tenants in common with John D. Shively in tracts which were sold & 1/3rd of amount to Brandenburgh minors. Guardian states parents living & father is disolute, intemperate & mother ask for land to be bought for children. 31 acres bought of Henry Smith in NE 1/4 S 10 T3 R5. (pg.60) In Vol.G. pg. 346 partition list Brandenburgh minors children of Abraham & Mary Brandenburgh.

HART, RALPH S. & others vs Eugene Dutoit, Matthew L. Harbison,

Robert Buchanon & Sheriff of Mont. Co.O. 2 Aug. 1843 Ralph S. Hart & wife Susan B., Thomas J. S. Smith & wife Jane, David Gibbs & wife Eliza, James H. Bacon & George T. Bacon all of age & heirs of Henry Bacon dec'd. To settle property line of tract Henry Bacon had sold. (pg. 62)

BILLHIMER, ABRAHAM vs Samuel Billhimer et al 2 Feb. 1844 Heirs of Jacob Billhimer dec'd. entitled to 1/10th share west part N 1/2 S28 T5 R4- 27 acres & part N 1/2 S28 T45 R4 out of NE corner 10 acres & SE part 108 acres S 1/2 S21 T5 R4 8 acres.Heirs: Rebecca w/o John Copeland, Simon, Jacob, & Noah Comer (last 2 minors) heirs of Elizabeth Comer dec'd. w/o Simon Comer dec'd., Catherine w/o George Bowser, Samuel, Solomon, Susannah,Billhimer minors, of Mont. Co.O., Polly w/o Henry Bowser of Hamilton Co.Ind., Esther w/o Henry Hildebrand of Wayne Co.Ind., Jacob Billhimer of Van Buren Territory of Iowa, Susanna Wogamon formerly Billhimer & widow of Jacob Billhimer dec'd. now w/o JohnWogamon who released dower right. (pg.70)

JOHNSON, ROBERT R. vs Samuel B. Dover, Phiemon E. Holt & Daniel C. Baker 22 Jan. 1844 To collect for bricks. (pg.75)

McCONNELL, THOMAS J. vs John Long 19 Jan. 1844 Mortgage on tract in S32 T2 R6. Ask for sale for debt. (pg.77)

GENNETT, FRANCIS vs Jacob Judy 15 Nov. 1842 Notes signed to Judy and ask for accounting of payments. (pg. 79)

EDGAR, SAMUEL D., DANIEL BICKEL, H.G. PHILLIPS & J.D. PHILLIPS vs George Knisely & others 21 May 1844 George Knosely to make a deed of tract on Mad River with water privilege, bldgs. & machinery with guarantee against claims of heirs of Lewis Kemp dec'd. Object of agreement to secure water of Mad River for conveying to Dayton. George Knisely gave mortgage to John & Daniel Knisely. Petitioners ask that payments be made to settle mortgages on tract & deed made per agreement. (pg.87)

SMITH, SAMUEL E. vs William VanCleaf & Daniel Keefer & B.H. Conover 23 Aug. 1844 Van Cleaf owned lot 381 Dayton & contracted with orator for work to build a house. To collect for work done. (pg.91)

SHARTEL, MATILDA vs David, Elizabeth & Mary Catherine Shartel 13 Aug. 1844 George Shartel dec'd about 10 July 1844 leaving petitioner his widow & defendants his heirs. Owned lots in Dayton. To have dower set off. (pg.95)

GETTES, MARGARET by friend Jacob Kronemilleer vs James F. Ritchey 23 Apr. 1844 Ritchey owned tract in T3 R6 lot in Chambersburg & entered contract with Joseph Gettes, father of petitioner for sale of lot. His widow Margaret Gettes now w/o Jacob Kronemiller. He also left dau. Margaret a minor. To have a clear deed. (pg.100)

JOHNSON, DANIEL vs William Johnson, Elizabeth w/o John Gram, Delilah w/o Cornelius Gram, Amy Jane w/o Andrew Wiggum,

Henrietta Johnson d/o Joseph Johnson dec'd., Caroline, Dennis C. & Sarah Johnson, Henrietta Johnson d/o John Johnson dec'd., Harriet & John William Johnson. 17 June 1844 Petitioner entitled to 1/9th part of tract of 120 acres with bldgs. & improvment recently occupied by Mary Eve Johnson dec'd. as her dower from husband Joseph Johnson in S4 T1 R8 aslo lot in frac. of 2 & part of frac 3 T1 R8 of 55 acres, and lot in frac 35 T3 R6 of 35 acres. Sarah, Henrietta, Harriet & John William all minors and due 1/9th as heirs of their father John Johnson s/o Joseph Johnson dec'd. (one undivided 36th part). (pg.102)

PORTER, JOHN W. & wife Susan vs heirs ofJacob Mullendore dec'd. 1 Oct. 1844 Petition for partition. Jacob Mullendore died at his residence & owned tract in S28 T3 R5 242 acres from John Mikesell 74.32 acres & tract of 95 acres same twp. & range. Jacob Mullendore left children: Susan w/o John Porter, Jacob Mullendore of Shelby Co. Ind., Joseph Mullendore of Preble Co.O., David of Warren Co.O., David Troxell minor grandchild of intestate Mary a dau Jacob Mullendore dec'd.& w/o Abraham Troxell both dec'd., leaving only child David,; Aaron & Sarah children of Abraham Mullendore who was s/o Jacob Sr. who died intestate before his father leaving said 2 children;& John Mullendore & Betsy w/o Jacob Myers. (pg.110)

HEIKES, ANDREW vs Henry F. Pespaugh 21 Nov. 1843 Pesbaugh owned tract S25 T5 R5 30.25 acres and mortgaged same. Sold for debt. (pg. 117)

PARTRIDGE, ISAAC N. vs Abel Fowler 3 July 1841 Fowler owned tract in S29 T2 R6 15 acres. Mortgaged and ask for sale for settlement. (pg.124)

AUGHINBAUGH, PETER vs Henry Rowe 29 Feb. 1840 Rowe owned lot in Dayton and gave mortgage. Ask for sale for debt. (pg. 127)

BROOKS, JAMES & JOHN ACHEY vs Isaac H. Wareham & wife Jane, Watson Karr & George Owen 23 Aug. 1843 Wareham owned lot in Dayton & gave mortgage. Lot sold for debt. (pg. 134)

PHELPS, FRANCIS E. & WILLIAM B. STONE exe. of David Stone dec'd. vs Mary Torbet 5 May 1843 Mary Torbet gave mortgage on lot in Dayton to John Snyder who assigned it to David Stone dec'd. Lot sold for debt. (pg.143)

GALLAHAN, JOHN vs George W. Deavor, H. Wolfroth & Jacob Ganz 9 Mar. 1843 To collect on judgment ordered by the court. (pg.152)

MILLIGAN, JOHN vs Thomas Wellington & Mathias Staffer 25 July 1843 Milligan furnished lap shingles for house in Dayton owned by Wellington who then sold title to Stauffer. Wellington not a resident now of Ohio. Sale ordered. (pg.166)

RUSSELL, JOSEPH vs Moses McPheters, David R. Harlan & Robert Barbour. 16 June 1840 Harlan & Barbour gave mortgage on lots in Alexanderville to McPheters who assigned mortgage deed to

Russell. Moses McPheters has since died intestate leaving one child an infant dau. Marion of Warren Co.O. & Harlan now of Brookville, Ind. Lots sold for debt. (pg.171)

COOVER, JOHN M., JACOB, GEORGE W., MICHAEL, SAMUEL, SARAH & ISAAC vs Elizabeth Coover, widow & David, W.H.H. Coover 16 Feb. 1843 Petition for partition & dower set off. Petitioner entitled to 1/9th part of tract in Darke Co.in NE 1/4 S4 T12 R3 & tract in Mont. Co.O. SW 1.4 S10 T3 R6 158.50 acres also part of NW 1/4 S19 T3 R6 of 118 acres in. saw mill & dwelling house. (pg.181)

KIMES, HENRY & JOHN W. HARRIES exe. of James P. Hobart vs Phebe Hobart, widow & Erastus, Stephen & Martin Hobart miinor hiers of dec'd. 22 Jan. 1844 To sell enough land to pay debts. Hobart owned frac of S21 T2 R6- 110 acres. By will gave to wife Phebe & children, Stephen C., Erastus L., Lawrence M., Jiles Hobart. Lawrence & Jiles died underage.(pg.187)

APRIL TERM 1845

SNYDER, CASPER vs Beniah Tharp & Moses Shearer 1 Aug. 1844 To collect on judgment. Tharp owned SE 1/4 S21 T2 R8 & moses Shearer holds mortgage. (pg.198)

DAYTON, CENTERVILLE, & LEBANON TURNPIKE CO. vs David Pettigrew 20 May 1845 John F. Prugh contracted to sell all the gravel on lot of 70 square ords & Pettigrew has taken possession of ground & removing gravel. Pettigrew states he was elected as District Road Supervisor in VanBuren twp. & had legal right to use gravel to repair road to Greene Co. (pg.198)

MILLER, AARON vs David Baily & John C. Cole 13 Dec. 1844 Baily in debt to Miller and gave mortgage on N part NE 1/4 S24 T2 R6- 80 acres and Cole has since purchased part of land. Order to sell Appealled (pg.203)

MILES, ENOS guardian of John Rentfrow (idiot) vs John Rentfrow 10 Jan. 1845 Miles appointed guard. 5 Sept. 1815 of John Rentfrow who is entitled to 1/8th part of SW 1/4 S28 T3 R8- 51 acres. The 1/8th sold to Miles for debt of keeping John Rentfrow. (pg.206)

SANDHAM, RICHARD adms. of John HALE dec'd. vs Joseph Landes, Henry F. & Ann Peepaugh & J.F. Glass 22 Aug. 1844 Joseph Landes & wife Susanna in debt to John Hale and gave mortgage to Ann Hale adms. of John Hale in Randolph twp. beg. NE cor of NW 1/4 S6 T5 R5 of 2 acres. Ann Hale widow of John Hale now married to Henry F. Peepaugh. Landes sold to Glass subject to mortgage. To be sold for debt. (pg.208)

PRESIDENT & DIRECTORS & CO. of Lafayette Bank of Cincinnati vs George Cullum & wife Rebecca & George C. Davis & G.W. Bomberger adms. of George Shartle dec'd. 9 Aug. 1844 George Cullum formerly of Mont. Co.O. now of Hamilton Co. & Davis of Mont. Co. in debt to petitioners. Cullum gave mortgage on lots in Dayton. Shartle had judgment against Cullum. To be sold for debt. (pg.212)

GRANT, ALANSON vs John Gilmore 28 Nov. 1843 McQuire Reed in debt to Henry Bacon dec'd. who left widow Maria & heirs James H. & George J. Bacon, Jane w/o Thomas J. Smith, Susan w/o Ralph L. Hart & Eliza w/o David Gibbs. Reed gave mortgage on lot in Dayton which was signed over to petitioner. Lot to be sold for debt. (pg. 218)

WILHELM, DANIEL & wife Barbara vs Zimri Honer & wife Hester 10 Mar. 1845 John Stouder dec'd. conveyed to Barbara Wilhelm deed for undivided half of NE 1/4 S19 T3 R6 & the other 1/2 also during their life & after their decease to their children. Daniel & Barbara Wilhelm have 10 children: Hester w/o Zimri Honer, Lavinia, Mary Ann, Joseph H., George C., Martha Ann, Sarah Ann, Lorena Catharine, Francis Henry & Zimri all minors except Hester Honer. To have Barbara's half set off. (pg. 223)

DRAYER, PETER vs George Stroup 13 Jan. 1845 Mortgage on part SE 1/4 S6 T4 R4 -143 acres. Ask for sale & appealed. (pg. 227)

GRAY, JOHN vs Augustus Schlossmiller, John Miller, Lewis Hensman & William Huffman 26 Apr. 1843 Lot in Dayton to be sold to collect on judgment. (pg.229)

EDGAR, SAMUEL D. & JOHN F. vs Lewis Lindoly & wife Felicia & William Zigler. 3 Aug. 1843 Lindoley in debt to Edgar & gave mortgage on lot in Dayton. Sold for debt. (pg.239)

TAPSCOTT, JOSEPH vs Hubertus Schmitz, Isaac Treon & Jonathan Robinson & unknown heirs of Samuel Robinson dec'd. 6 Aug. 1844

Hubertus Schmitz residence unk. owned N 1/3 part lot 44 in Miamisburg & N 1/3 pf S 1/2 lot 45 & sold to Samuel Robinson of Miamisburg now dec'd. Samuel Robinson left heirs Jonathan & others unk. out of state. To correct error in deed. (pg. 243)

FETTER, DANIEL W. adms. of Peter Fetter dec'd. vs Eve Fetter, widow, and other heirs of Peter Fetter dec'd.. 31 Aug. 1842 Daniel Fetter of Elkhart, Ind. adms. of Peter Fetter late of Elkhart, Ind. dec'd. had no real estate in Ind. but has part of SW 1/4 S10 T5 R5 in Mont. Co.O. and inlots in Union, O.46,47,62, 63. He left widow Eve of Elkhart, Ind. & 10 children: Daniel W. (petitioner), Philip of Koskiosko Co., Peter & Michael of Elkhart Co., John Fetter of Randolph Co., Margaret w/o John Crull of Wayne Co., Catharine w/o Henry Jacobs & Mary w/o John Miller of Elkhart,Co. all in Ind. & Samuel Fetter & Elizabeth w/o Conrad Hetzel of Mont. Co.O. To have dower set off or sell enough to settle debts. (pg.246)

KAUFFMAN, HENRY vs Tunis G. V. Dubois & wife Elizabeth & Benjamin Dubois of Warren Co. 25 Apr. 1844 Ask for sale to settle debts. Tunis Dubois owned part S19 T2 R5 German twp. 100 acres & in debt to Kauffman and gave mortgage & also gave mortgage on same to Benjamin Dubois. (pg.254)

SMITH, SAMUEL F. & WILLIAM W. vs Peter Bare & wife Maria, Henry A. Pierson & John Layer 2 Oct. 1840. Peter Bare in debt to Letitia C. Cooper & gave mortgage on 1 acre part of lot 1 west of Dayton and later sold lot to Pierson & Layer. Ordered for debt. (pg. 261)

DODSON, CATHERINE vs heirs of John Dodson dec'd. John Dodson dec'd. left petitioner Catherine Dodson his widow & John C. Dodson of Miami Co.O., Joseph B.H. Dodson, Anna Maria w/o Francis Sherwood, Eleanor H. w/o Lewis Kemp, Elisabeth Powell, Margaret C. Dodson & Eliza Dodson of Mont. Co.O. his heirs. Owned part of NW 1/4 S30 T2 R7- 96 acres & part of S36 & other lots in Dayton. Widow ask for her dower right. (pg.269)

PRUDDEN, DAVID vs George & Rebecca Cullum & Samuel B. Find 28 June 1844 Mortgage on lot in Dayton. Sold for debt. (pg.277)

SMITH, SAMUEL F. & WILLIAM W. vs William Knowles & wife Mary Parson Knowles 13 Apr. 1842 Mortgage on lot in Dayton. Debt owed to Letitia Cooper now w/o John C. Backus. Sold for debt. (pg. 283)

OWEN, GEORGE vs William Perry & Thomas McClure 10 Aug. 1844 Mortgage on lot in Dayton. Sold for debt. (pg. 288)

CRANE, JOSEPH H. adms. of Henry Bacon for use of A.W. Tullis vs David Norris 20 Jan. 1844 Mortgage on lot in Dayton. Sold for debt. (pg.293)

GUNCKEL, WILLIAM vs William Schaffer & George W. Gunckel 15 Aug. 1844 William Gunckel has judgment against William Schaffer. Schaffer only has interest in lot 183 Germantown of

which deed is still held by George Gunckel. Ask for settlement. (pg.297)

BUTT, RIGNAL vs Elen Fiste & 8 others 31 Oct. 1844 Reginal claims six undivided ninth part of S24 T2 R7 & S19 T2 R8 23 acres also part of S19 same T R of 7 acres. States that John Fiste of Green Co.O., Samuel Fiste of Mont. Co.O., William Conner & Elizabeth (Butt) Conner of Ind., John W. Butt, Isaac Bimm & Mary Ann (Butt) Bimm & James W. Butt a minor of Mont. Co. heirs of Rebecca Butt dec'd. formerly Rebecca Fiste and tenant in common with your petitioner in premises of Elin Fiste of Mont. Co.O. as widow of John Fiste dec'd. and entitled to dower. Petition for partition. (pg.299)

REIGAL, SOLOMON & MARY vs John Howman 21 Dec. 1844 Solomon & Mary Reigal state that Elizabeth & Barbara & Eve Wolf owned as tenants in common several tracts conveyed to them by John Shuppart in S9 T2 R5 30 acres, and part Sec.16 NW 1/4 T2 R5 0f 10 acres, and part of NE 1/4 same sec. of 10 acres all in Mont. Co. O. Eve Wolf has died intestate about 1835 leaving petitioner Mary her only child & sole heir who has married Solomon Reigel. Since 1837 Elizabeth & Barbara Wolf have occupied premises. In summer of 1844 Elizabeth Wolf died and by will devised all estate to John Howman & he to support her surviving sisters. Barbara Wolf also died in 1844 and by will made same provision as Elizabeth. Howman now claims 2/3rds share of tracts. Ask for partition of tract and accounting of rents. (pg.303)

PORTER, JOHN & JOHN M. vs Alexander M. Porter 26 Dec. 1843 Alexander H. Porter of Meigs Co.O. has one undivided 6th part of North end of NE 1/4 S6 T2 R6 deeded to Benjamin Owen & wife to John Porter in 1818 of 50.48 acres also 1/6th part of SW 1/4 S32 T3 R6 80.43 acres. Alexander Porter gave mortgage and tract sold for settlement. (pg.307)

GARST, JOHN vs William Van Cleaf, Alfred Prudden & Joel C. Shoup 23 Aug. 1844 Van Cleaf owned E 1/2 lot 225 Dayton and ask petitioner to do carpenter work on brick dwelling he was to build. Prudden had furnished lumber and had lien on house which was sold to Shoup. To collect on balance due from carpenter work. (pg.313)

GEPHART, SAMUEL vs Sampson Harry 10 Apr. 1843 Sampson owned tract lot in S24 T1 R6 about 3/4 acre and gave mortgage. (pg.320)

GISH, CHRISTOPHER adms. of Adam Fisher dec'd. vs Unknown heirs. 24 Apr. 1844 Fisher owned 3/4th acre part of S 1/4 S15 T5 R5 of which 1/4th acres reserved for road, also 10 acres in Darke Co.O.in part of SE 1/4 S 28 T4 R4.He had given mortgage on part of tract to David P. Miller. He left no widow nor any heirs in the U.S. Ask to give deed to Miller and sell balance to settle debts. (pg.322)

KIMES, WILLIAM vs Hubertus Schmitz & Isaac Treon 6 Aug. 1844

Schmitz owned in Miamisburg,O. south third of lot 43 & N 1/2 of undivided 3rd part of lot 45. Schmitz sold lot to William Kimes of Ind. but deed did not contain true description. Kimes had sold to Treon ask for deed to be corrected. (pg.325)

CROUSE, CHARLES FAIR vs T. Reesor adms. of Abraham Crouse dec'd. 13 Nov. 1844 Abraham Crouse died 1843 leaving unsettled an account Charles F. Crouse states is due. (pg.327)

BUXTON, CHARLES vs Sarah Buxton (widow),and other heirs.10 Sept. 1842 Charles Buxton adms. of Brooke Buxton dec'd. who died 12 Oct. 1840 and owned tract in NE 1/4 S26 T3 R4. He left widow Sarah in Mont. Co. entitled to dower & Charles (petitioner) the oldest son; Greenburg of Mercer Co.O.; Peter in Cass Co. Ill.; Brittania Selby w/o Charles Selby in Mercer Co.O.; & Elizabeth dau. who died before her father & w/o John Morningstar of Mercer Co.O. and left child (minor) John in Mercer Co.O. her sole heir; Singleton Buxton of same county; Tacy Buxton unmaried dau. with her mother in Mont. Co.O.; Catharine w/o Jacob Gauze in Mont. Co.O. Petitioner 21 yrs. 1 Sept.1816. Ask that dower be assigned and he given compensation for 26 1/2 years he stayed on the farm. (pg.330)

SPRINGER, CHARLES G., W.G.W. GANS,Edwin Campbell, Frederick Bodman & Jno. A.D. Burrows vs Lewis Lindsly, Wm. Zeigler, Chs. Soule, Samuel D. & Thom. F. Edgar 17 Nov. 1842 To collect on judgment. (pg.338)

AUGUST TERM 1845

GARVER, JOSEPH vs Floriam & Martha Kleem , Joseph Garver Jr. 14 Nov. 1844 Floriam Kleem & wife Martha gave mortgage on lot 2 in Phillipsburg, Mont. Co.O. (pg.354)

WINTERS, VALENTINE vs John, Jacob & Elizabeth Resh, Thomas Crook, Abraham Overlease, Mary Irwin, Jonathan Harshman Jr.& Jonathan Harshman Sr., John W. Harries & Samuel Ramsey. 15 May 1844 Mortgage on part of NE 1/4 S28 T2 R8 -23 acres also mill race that runs through part of the remainder of said 14 and one pole of land all along each side of race together with dam that turns water into race etc. Also 120 acres of SE 1/4 S28 T2 R8 (pg.358)

BARNHART, DANIEL & wife Elizabeth vs Jacob Kinsell et al heirs of Jacob Kinsell dec'd. 18 Apr. 1844 John Ingles had title to tract S29 T2 R6 6 acres & sold to Simon Dakan who assigned interest to Elizabeth Barnhart. Land came into hands of Jacob Kinsell. Balance paid to Kinsell who had not given deed. Kinsell died leaving: Jacob , Abraham, Michael, Mary & Elizabeth Christiana Kinsel & Elizabeth Resor w/o Christian Resor his heirs. Appeal by complainants (pg.368)

RODE, GEORGE vs Henry Strickler & Jacob Wilt partners and Samuel F. & William W. Smith adms. of Cooper estate. 23 Aug. 1844 George Rode of Ill. with Strickler & Wilt had lease for water

power in land adjoining Dayton from David Z. Cooper. Rode sold interest to Wilt & Strickler and took mortgage. Ask for sale to settle debt. (pg.374)

CHETWOOD, HANNAH et al vs Letitia C. Backus et al 15 Aug. 1843 Hannah Chetwood w/o George R. Chetwood, Susan D. w/o Elias D.B. Ogden, Hannah G. w/o Washington Wheelwright, said Hannah Chetwood, Susan D. Ogden & Hannah G. Wheelwright are heirs of Jonathan Dayton of New Jersey dec'd. In Nov. 1801 & before, J. Dayton interested with Daniel C. Cooper of Mont. Co. & Israel Ludlow of Hamilton Co.O. both now long deceased in the purchase of land in Symmes purchase. Ludlow & Cooper purchased about 2030 acres inc. present town of Dayton. Orators avow & charge to have been at least one undivided fourth part of which Dayton paid his share in purchase money of which land in Daniel Cooper name. Heirs of Ludlow: Israel L. Ludlow, Sarah Belle w/o John Mc Lean, Ambrose Dudley married Martha C. Ludlow dec'd., Elizabeth L., Charlotte Ann, Ellin C. Dudley, Louisa w/o John A.D. Burrows all children of Ambrose & Martha Dudley, Josephine Ludlow widow of James C. Ludlow dec'd. and Sarah Bella D. Ludlow, J. Dunlap Ludlow, Catharine, Benjamin, Ruhanna, Hadessa & Israel Ludlow children & heirs of James C. Ludlow dec'd. as also Charlotte L.Jones w/o Charles A. Jones heir of James C. Ludlow dec'd. and all heirs of Israel Ludlow. Josephina Ludlow widow of James C. Ludlow dec'd. Notice of appeal, (pg.379)

BAKER, MARGARET vs Joanna, Louisa & Francis M. Baker 25 Jan. 1845 Francis Baker & wife Joanna gave mortgage on lot in Dayton,O. Francis Baker now dec'd. leaving heirs: Angeline C., Louisa & Francis M. Baker all minors and widow Joanna. Ask for sale to settle debt. (pg.392)

NESBIT, ROBERT vs Miami & Montgomery Turnpike Co. & Joseph Kennedy 2 June 1844 Nesbit had judgment and was to receive levy from toll collected as payment. Claim of fraud as Kennedy also has claim and Nesbit not receiving his judgment. (pg.397)

FRANCIS, RICHARD adms. of Derick Barkalow vs Sarah Barkalow (widow), & Benjamin Barkalow by guardian Adonijah Francis. 28 Dec. 1844 Derick Barkalow owned 157 acres in German twp. S17 T2 R5 in S 1/2 descended from his father Benjamin Barkalow and divided between George & Derick Barkalow & for the purpose of conveying George title deed was made. Land subject to dower of Anna Shin? widow of Benjamin Barkalow dec'd.which contains 50 acres. Derick Barkalow left widow Sarah entitled to dower and one heir Benjamin a minor. Debt due Eleanor Barkalow a minor by guard. George Barkalow. Ask for dower to be set off and enough sold to settle debts. Widow of Benjamin Barkalow now widow Shriever? (pg.409)

CARPENTER, WILLIAM vs Samuel Robinson & Peter Treon Aug. 30, 1842 Mortgage on part of frac. S31 T1 R6 .43 acre. Ask for sale to settle debt. (pg.415)

GUNCKEL, HENRY adms. of DANIEL GUNCKEL dec'd. vs Jacob Weaver &

John C. Negley 18 June 1845 Gunckel had judgment on Jacob Weaver who has title in land N part S18 T2 R5 of 3 acres on road leading from Germantown to Miamisburg with dwelling house and stable. Land bought of Negley who holds title. (pg.419)

HEISEY, JONATHAN vs Robert R. Johnston, Samuel Brady & William C.Patterson 23 Aug. 1845 Contract that Johnston do carpenter work on brick house to be built by Samuel Brady in Dayton and Brady to pay with piece of ground in Dayton. Johnston hired Heisey to do carpenter work of which he has not received all pay due. (pg.421)

LOWE, PETER P. vs Michael & Elizabeth Beck, Mary Creager, Albert E.McClure, Hannah Bowen, Samuel D. & John F. Edgar, John Fiste, Andrew Bowen, Enos J.& Polly Hubble, Eliza, Nancy, Abigal, Joseph & Jane Hulse, Obadiah Dickey & William Bailey. 2 Sept. 1843 Mortgage on lot in Dayton to Daniel Bowen who has since died leaving widow Hannah of Mont. Co. and Andrew Bowen, Polly (Bowen)w/o Enos J. Huble, Eliza & Nancy Hulse of age, Jane, Abigail & Joseph Hulse minor children of Ann Hulse dec'd. formerly Ann Bowen of Miami Co.O., Obadiah Decker & William Bailey of Butler Ohio heirs of Daniel Bowen dec'd. Mortgage also to Mary Creager of Maryland. Ask for sale to settle debt. McClure had bought lot 8 for his step-father Daniel Bowen (who died July 1843) subject to mortgage.(pg.427)

MELENDY, JAMES & JAMES A. SHEDD adms. of John Smith dec'd. vs Charity Smith (widow), heirs of John Smith & others 11 Jan. 1842 John Smith owned lot in Dayton and left widow Charity, & Susan w/o James Melindy, Happy w/o Samuel Foley, Sarah Ann w/o Joel Moores, Samuel & Amos Smith, Charlotte w/o Marcus Rakestraw, Mary w/o William Myers now dec'd., Keziah Long d/o Keziah Long formerly Smith dec'd. To sell lot subject to dower to settle debts. (pg.443)

WILHELM, BENJAMIN vs Joseph & Mary A. Myers 24 Jan. 1845 Mortgage on lot 18 Vandalia, O. Sold for debt. (pg.454)

HOWARD, JOHN adms. of Charles Haskins vs Charles R., Orlando E., DeWitt C.,& Royal A. Haskins & Patty Halsted 25 Jan. 1845 Charles Haskins owned lots in Dayton. He left children: Charles R., Orlando E., DeWitt C. & Royal A. Haskins, minors. To have sale to settle debts. (pg.458)

CONLEY, JOHN adms. of Phillip Kellar dec'd. vs Sarah (widow), William, Jaackson & Martin Van Buren Kellar 31 Dec. 1844 Owned S 1/2 lot 63 Miamisburg subject to dower. His heirs: Sarah, widow, William, Sarah Jr., Rebecca, Jackson & Martin Van Buren Kellar. Ask for sale to settle debts. (pg.462)

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EDGAR, SAMUEL D. & JOHN F. & Dorson Edwards vs John Orf 28 Jan. 1845 Mortgage on lot in Dayton,O. (pg.466)

WILHELM, BENJAMIN & JACOB BURTNER exe. of George Burtner Sr.

dec'd.vs George Burtner Jr. et al 24 Apr. 1845 George Burtner Jr. & wife Mary Ann claim land lot 1 part of tract once belonging to George Burtner & sons in S6 T2 R6 of 100 acres conveyed to orators by deed and gave mortgage to Joseph Burtner, John Burtner and others. Sale for debt. (pg.470)

CONLEY, JOHN adms. of Jacob Ruegger dec'd. vs Caroline & Jacob Ruegger heirs 14 Jan. 1845 Owned lot 10, 15,16 Miamisburg. He died leaving no widow and heirs Caroline & Jacob Ruegger, minors who reside in city of New Orleans. Ask for sale to settle debts. (pg.477)

DOLL, JACOB adms. of Ann Elizabeth Hoppe dec'd. vs Henry & Maria Hoppe 25 Jan. 1845 Owned lots in Dayton,O. Ann Hoppe left 2 children. Ask for sale to settle debts. (pg. 479)

ZELLER, JOHN vs Perry Pease, Jacob Nesbit adms. of William L. Smith dec'd. and his widow Margaret Smith & heirs Charles Gordon, James Ewing, Catherine E., Elizabeth H., & Margaret E. Smith, minors. 13 May 1844 William L. Smith owned undivided 1/2 lot 136 in Miamisburg and gave mortgage. Sold for debt.(pg.479)

KRONEMILLER, JACOB vs Margaret Geddes 2 May 1845 Kronemiller guard. of Margaret Geddes a minor child of Joseph Geddes dec'd. and has lot in Chambersburg, Mont. Co.O.Petitioner married to mother of Margaret and ask for sale for her support.(pg.486)

MERRIAM, IRA vs William Cox & David C. Baker 14 Nov. 1844 Petitioner has judgment and Cox has no goods or chattel but has interest in lot in Dayton which Baker holds title. (pg.489)

BYERS, NANCY vs Thomas Clevinger 13 June 1845 Agreement where she gave Clevinger tract of 21 acres to clean removing all timber and finish within 4 years, build fence & bridge, etc. He moved to Ind. about 2 Jan. 1845 & his brother Joseph Clevinger entered the land. Nancy Byers claims Thomas Clevinger did not keep agreement. (pg. 490)

OILER, PHILIP & Richard Green vs Phebe Sandham et al heirs of John Sandham dec'd. 27 Dec. 1844 John Sandham indebt to Margaret Anderson & Philip Oiler being his security, he with wife Phebe Sandham gave mortgage on lot 17 Chambersburg. Sandham died 1841 leaving widow Phebe and children: James, Sarah, Charlotte & John Sandham minors. To be sold for settlement. (pg. 494)

WILHELM, BENJAMIN vs Topley & Cynthia Ann Kent 27 Apr. 1844 To sell at public auction lot 22 Vandalia, O. (pg.497)

NOVEMBER TERM 1845

HEIKES, JOHN vs Henry F. Peepaugh & Henry Connelly 16 Aug. 1844 Heikes & Peepaugh entered into a co-partnership in business of rectifying and manufacturing domestic whiskey etc, at Little York. Ask for accounting. (pg.500)

HOOVER, ALFRED vs Jesse Yount, Mont. Co., Solomon Wood & wife Margaret of Mo., Peter Siler of Mercer Co.O., unknown heirs of Glossbenner of Ia., Wilson Donnallen & wife Susan of Preble Co.O., Siler s/o Henry Siler dec'd., Jacob, Abner, George, Peter & Sarah Siler of Miami Co., Abner Vore & wife Catherine, William Barrack & wife Mary, Pa. 3Sept. 1845 Peter Siler Sr. dec'd. owned lot 28 in Union, Mont. Co.O. He left heirs: Elizabeth (Siler) w/o Daniel Eller, Barbara w/o Wesley Parrott, Maria w/o Hall d/o Henry Siler dec'd. who was s/o Peter Siler Sr. , Catharine w/o Abner Vore of MiamiCo. O., Peter Siler of Mo., Margaret w/o Solomon Wood of Mo., Susan w/o Nelson Donnallen of Preble Co.O.; the heirs of Jacob Glossbrenner & wife late Siler died before Peter and heirs reside in Ind. names, ages unknown. ? Siler of Miami Co.O. son of Henry Siler died since death of his father Peter Siler Sr., Jacob, Abner, George, Peter, Sarah Siler of Miami Co.O. minor children & heirs of George Siler who died before death of his father Peter Siler Sr., Mary w/o William Barrack of Pa. Petitioner entitled to 1/11th part by purchase of Daniel & Elizabeth Eller share. & Jesse Yount has interest of Wesley & Barbara Parrott & Hall & Maria. Ask for partition. (pg.509)

GARST, JOHN vs Mary Cotterman, Elizabeth, Henry, & William Garst, George Seller guard. & Clarissa Garst. 11 Sept. 1845 Petitioner entitled to 1/5th part of SW 1/4 S1 T3 T4 of 160 acres & part of S12 T3 R4 67 acres. and adjoining tract of 10 acres. Mary Cotterman late Mary Garst & Valentine Cotterman her husband, Elizabeth, Henry & William Garst minors are co-partners with petitioner. Clarissa Garst of Mont. Co. widow of Jacob Garst dec'd. entitled to dower. To have partition. (pg. 511)

KEIFER, DANIEL & B.H. CONOVER -partners vs Jacob Neibert et al 5 June 1840 John Neibert had given note to John Kauffman. Note later assigned to David Baker then Keifer. John Coffman died and by will gave to his wife Hannah M. Coffman all property. Hannah M. Coffman resides Clark Co.O. To collect on note. (pg.517)

KNEISLY, GEORGE vs Amos & Adam C.Alexander & Robert Brown, Sheriff 2 July 1844 Kneisly made a lease to Alexander's for piece of land and water power on Mad River for purpose of erecting a paper mill. At end of lease value set and Knisely to pay the Alexander's. To have appraisment. (pg.518)

BAKER, JOHN vs Mary Kiser, John C. & Sarah Kline 22 Feb. 1845 Mortgage on tract in S 1/2 S4 T3 R5 166.35 acres by John C. Kline & wife Hannah (now dec'd.) John C. Kline since married to Sarah Mullendore. Note and deed held by Mary Kiser and delivered to petitioner. Before giving note & deed to Mary Kiser one John Kiser now dec'd. and with John C. Kline were securities for Joseph Kline to John Effinger of Rockingham Co.Va. for $500 paid after death of John Kiser. Joseph Kline (Cline) in full retribution to estate of John Kiser dec'd. conveyed deed of trust to John Brown adms. of estate of property in Va. Property sold and proceeds paid to John Brown for use of estate. Joseph & John Kline brothers. (pg.529)

BRADFORD, JOHN adms.of George Bradford dec'd. vs Margaret Bradford et al 6 Sept/ 1845 George Bradford owned lot 223 Lebanon, Warren Co. O. He left widow Margaret and heirs: James, Mary Ann, John, Jane, William, Margaret, Martha, George & Joseph Bradford all minors except James & Mary Ann. To have dower set off and balance sold to pay debts. (pg.533)

MICHAEL, JOHN adms. of Peter Michael vs Mary Michael & Conrad Fager 3 Nov. 1845 Mary & Peter Michael married 1828 and entered into contract. Peter Michael of Frederick Co. Md. and Mary Michael widow of Frederick Michael dec'd. of Frederick Co.Md. Mary owns in her own right considerable personal estate and entitled to part of estate of George Gamond her deceased father & whereas a marriage is intended between Peter & Mary Michael a widow and having children, relations & friends and Peter Michael to have no claim of her estate she had at time of marriage. Mary agrees not to take dower of Peter Michael, only that which he gives to her by will. Peter Michael- will Nov. 3, 1845 Frederick Co.Md. Names sons-in-law Henry & Joseph Brown, sons Jacob & John Michael. Two sets of children- Mary Michael mentions dau. Ina Michael & son-in-law Conrad Fager. (pg.537)

COOPER, JACOB & DANIEL & MARGARET vy Jacob Cooper their guard. vs Hannah & Mary Cooper 4 Oct. 1839 Petitioners entitled to 1/5th part of S19 T3 R4 35 acres Heirs of Joseph Cooper dec'd.: Jacob, Daniel, Margaret, Hannah & Mary Cooper. Widow of Joseph & mother of heirs Catharine Cooper released dower. Petition for partition. (pg.542)

EVANS, JOHN & wife Mahala vs Aaron, Therissa, Matilda & Rachel Wagner 11 Jan. 1845 Jacob Wagner dec'd. owned tract frac S1 & 2 T2 R6. Jacob Wagner left widow Elizabeth Wagner entitled to dower & 5 children: Mahala w/o John Evans, Aaron, Therissa, Matilda & Rachel Wagner.Aaron Wagner resided Territory of ? . Land where Jacob died NW corner frac. S32 T2 R8 3.63 acres Elizabeth died Oct. 1844 and her 107. & 3.63 acres held by heirs. Minors- Matilda will be 18 on 24 Jan. 1845 & & Rachel 16 on 13 Feb. 1845 Petition for partition (pg.548)

HEPKER, RUDOLPH guard. of heirs of Peter Grundish vs Elizabeth Hepker, Charles Grundish & Malinda Grundish 5 Apr. 1845 Hepker of Williams Co.O.About Sept, 1839 Peter Grundish late of Mont. Co.O. died leaving widow Elizabeth Grundish now married to petitioner. He left also children: Charles 9 yrs.25 Dec. last & Malinda about 8 yrs. Elizabeth married in fall of 1840. Peter Grundish owned lots 45 & 46 in Carrolton and lot 45 has brick tenement & Elizabeth entitled to dower. Ask for sale & have heirs share invested in land in Williams Co. (pg.554)

FURRY, MARTIN guard. of heirs of J. Wyrick vs Heirs 29 Nov. 1845 Martin Furry guard. of Solomon Wyrick about 17 yrs., James ca 15, Cephas 12 , Eliza ca 10yrs., Frederick ca 6 yrs. minor children of John Wyrick Jr. dec'd. of Mont. Co.O. and entitled share in E 1/2 of NE 1/4 S31 T5 R4 of 80 acres. To sell land for benefit of minors. (pg.560)

SWAIN, CHARLES G. vs Maria H., Sarah A.over 18 , Eliza Jane 16, Edward H.14, Louisa B.11, Laura B.8, Elvina Jane 6, Matilda M. 4 heirs of Isaac Demarest dec'd. & Jane Demarest , widow and et al 30 Sept. 1845 Demarest & Swain owned lot 5 Dayton & sold same to Andrew Diehl. Demarest died leaving 8 children, 6 minors. Widow Jane entitled to dower. To have dower set off & contract completed. (pg.561)

VAN CLEVE, JOHN W. exe. of Elizabeth Aughinbaugh dec'd. vs Elizabeth & Jeptha Regans 19 Nov. 1845 John Regans first husband of dec'd. died 11 Jan. 1818 and owned N part of inlot 181 Dayton. and in 1829 heirs filed petition for partition. Jeptha Regans an heir bought lot and afterwards sold to Dayton 30ft on front etc. Jeptha Regans died 15 June 1830 leaving remaining portion to his sister Eliza Regans & brother Henry H. Regans subject to dower. Eliza Regans died 23 March 1832 leaving to testatrix who was then co-tenant with Henry H. Regans. Henry H. Regans made agreement with said Anna M. Regans widow of Jeptha Regans to convey to Nathaniel Wilson, and portion to John Dodson. Deed of Anna M. Regans to James R. Wallace who had married Anna M. Regans. Henry H. Regans still had 2 portions of lot. Henry H. Regans died 25 Apr. 1838 leaving 2 children Elizabeth & Jeptha Regans both minors now tenants in common with testatrix and widow Mary Ann Regans since married William Wise and resides in Miami Co. O. and has right of dower in premises with Elizabeth Aughenbaugh who died 28 Oct. 1845 and by will left all to petitioner. Ask for partition. (pg.564)

HEETER, SIMEON adms. of George W. Heeter dec'd. vs Elizabeth, Rachel, Isaac, William & Gideon Heeter 8 Jan. 1845 Owned 1/2 acre NW 1/4 S23 T2 R6. He left widow Elizabeth, children: Rachel 18 yrs., Isaac 6 yrs., William 4 yrs., Gideon 2 yrs. To set off dower & sell enough to settle debts. (pg.569)

HOOVER, ALFRED vs Charles Patty & Robert Brown 14 Mar. 1845 To collect on judgment. (pg.573)

MALTBIE, HIRAM adms. of Ashur Tibbals vs William Stansel & Sarah his wife. 13 Sept. 1845 Stansel gave mortgage for debt owed on 150 acres in S5 T2 R5 Washington twp. Ask for sale to settle debt. (pg.576)

LESHER, JACOB vs Jacob, Mary & Samuel Misener 1 Jan. 1845 Jacob Misener & wife Mary owned tract lot 107 Miamisburg and gave mortgage. Also conveyed same tract to Samuel Misener. To sell for debt. (pg.578)

MANSE, JOHN vs William Toman & Barbara Toman 2 Dec. 1843 William Toman and wife Barbara owned tract lot 182 Mortgage on lots in Amity. Order of sale (pg.581)

ROSETT John & BICKING, George H.of Phila. Pa. vs Peter Morris & wife Elizabeth & Joseph Watkins. 24 May 1844 Mortgage on part NE 1/4 S34 T3 R5 41.38 acres Order of sale (pg.585)

WORRELL, SAMUEL adms. of Jonathan Worrell dec'd. vs John Dicks & unknown heirs of William Baber 21 Apr. 1842 John Dick of Mont. Co.O. in the year 1817 and before was resident of Columbia, Lancaster Co.Pa. Before leaving Pa. he was indebted to Jonathan Worrell (his brother-in-law) then living in Lancaster Co.Pa. Came to Cincinnati leaving family behind but later bringing them to Cincinnati.When Dicks came to Ohio Worrell moved to Washington Co. Pa. where he died. Samuel Worrell adms. of Jonathan Worrell and an heir filed for payment of judgment. Petitioner claims Dicks owns tract in NE frac. S33 T2 R6 54.95 acres with title in wife & children's name. John B., William B.(of Natches, Miss.), George J., James B.(Preble Co.O.), Elvira w/o Robert Howe, Mary w/o Jacob Stamm not residents of Ohio. Claim also of deeding tract to William Barber which he claims never resident of state and was a brother of the wife of John Dicks and lived Phila. or Baltimore. John Dicks states Jonathan Worrell married his sister and they had moved from Pa. to Brownville, Fayette Co. Pa, 1817 William Barbar died York Co.Pa. ca 1829-30 and was to leave tract to his sister & her children at her death. Mary Stamms is d/o defendents wife by a former husband by name of --Stake.(pg.591)

APRIL TERM 1846

LONG, PETER vs Peter, Jacob, Joseph & Adam Coblentz, Rebecca & Mary M. Ridgely & Elizabeth Coblentz 5 Mar. 1845
Peter Long entitled to 1/8th part of frac S6 T1 R4 also part of S36 T2 R6 91 acres. Mary & Rebecca Ridgely heirs of Mary Magdalena Ridgely dec'd. formerly Coblentz. Petition for partition and dower set off for widow Elizabeth widow of Adam Coblents dec'd. Peter & Jacob jointly to have two equal 1/8th. (pg.591)

SWAIN, CHARLES G. vs Jane, Maria H. & Sarah , Eliza J., Edward H. & Louisa B. Demarest. 7 May 1846 Swain owns 1/2 of lots in Dayton and other 1/2 by Isaac Demarest dec'd. Ask for partition. Isaac Demarest left Maria H., Sarah A., Eliza J., Edward H., Louisa B., Laura B., Elvina J. & Matilda M. Demarest of Mont. Co. all minors except Maria & Sarah, and Jane Demarest, widow entitled to dower. (pg.613)

BARCALOW, LOUISA vs Catharine, Maria Barcalow, William R. Emerick their guard. & William Conover 25 Nov. 1845 Zebulon Barcalow dec'd. left petitioner his widow & Catharine & Maria minors. Z. Barcalow owned lots in Germantown, & with Conover owns another triangle lot in addition of Germantown. To have dower set off. (pg.616)

GARST, DANIEL vs Isaac & Leah Ann Harvey, Miami & Cotton Mill Co. & Amos Richards. 13 May 1845 Mortgage on lot in Dayton. (pg.618)

TOWNER, ERASTUS W. vs Henry A. Fry and wife Sarah M. 7 Aug. 1845 Mortgage on lot in Dayton. (pg.623)

TEPNER, GEORGE & wife Mary (formerly Fryman)& Samuel Fryman vs Elizabeth, George, Peggy, Jacob, Christian, Daniel, Sarah Fryman, Peter P. Lowe & G.W. Bomberger 6 May 1842 Mary Tepner & Samuel Fryman entitled to 1/11th part of NW 1/4 of S18 T4 R5 160 acres as heirs of Jacob Fryman. Co-partners: George, Peggy, Jacob, John, Joseph, Delilah, Christian of age & Daniel & Sarah Fryman minors. Elizabeth Fryman widow of Jacob Fryman entitled to dower. Petition for partition. (pg.626)

SHELDEN, WILLIAM T. & JOSEPH THORNE of Warren Co. vs Peter Jameson of Preble Co., Sarah Homan & Martha Homan of Mont. Co. & Sidney Morgan of Fountain Co. Ind. 21 Sept. 1845 Petitioners claim 1/5th part of E 1/2 of NE 1/4 S18 T5 R4 of 91 acres & S 1/2 of NE 1/4 S18 T5R4 of 92 acres and W 1/2 of NE 1/4 S17 T5 R4 of 80 acres being same willed by Peter Thorn dec'd. to Martha Homan and described as quarter & half quarter of Sec. being 240 acres in Mont. Co. & where she and husband lived at time of will. Peter Jamison , Sarah & Martha Homan of Mont. Co.O. & Sidney Morgan minor heir of Sidney Morgan dec's. & wife of Harrison Morgan of Fountain Co. Ind. tenants in common in land. Plat of estate of Ucal Homan dec'd. to William Sheldon & Joseph C. Thorn 1/5; Peter Jamison 1/5; Sarah Homan 1/5; Martha Homan 1/5 & Sidney Morgan 1/5th. (pg.631)

WILHELM, BENJAMIN vs William Hoffman and wife Maria 3 Mar. 1841 Mortgage on lot in Vandalia, O. (pg.634)

GALLAHAN, JOHN vs J.M. Preston & E.C. Whipple partners, J. Gilmore & Eliam E. Barney 5 May 1843 Orator furnished timber & built sawmill on lot in Dayton and has lien on property to collect debt. (pg.637)

WILHELM, BENJAMIN vs John Shopp & wife Mary 23 Apr. 1844 Mortgage on lot in Vandalia, O. (pg.643)

OHIO LIFE INSURANCE & TRUST CO. vs Henry A. Pierson & wife Eleanor 23 Apr. 1844 Mortgage on lots adjoining Dayton,O. (pg.645)

HEISTER, CYRUS adms. of Lewis Foutz dec'd. vs Lydia & Lewis Foutz & Gabriel Oblinger & Cyrus Hiester. 24 Apr. 1844 Lewis Foutz dec'd. owned an undivided half of lots 58,59 Germantown and undivided half of lot Lewis & wife Lydia sold to Gabriel Oblinger and hold mortgage and had given mortgage on lot 173,174 Germantown. Left widow Lydia entitled to dower and Lewis about 14 yrs., Josephine 2 yrs. To have dower set off and balance sold to settle estate. (pg.650)

JOHNSON, WILLIAM vs Augustus C. Miller adms. of Mary E. Johnson & Dennis C. Johnson, minor. 4 Nov. 1845 William Johnson claims he with his mother Mary Eve Johnson (dec'd.7 Mar.1844) purchased tract in S33 T2 R8 6 acres, at lock #19. His mother guard. of Amy Jane, Henrietta Caroline & Dennis C. Johnson. He & mother bought tract to build a grist mill. Half of mill property left to Dennis Johnson. (pg.663)

REIGEL, DAVID & JONAS exe. of Frederick Miller dec'd. vs Catharine Miller (widow), Jonathan 18 yrs., Elvina 17, Henrietta 15, & Jeremiah Miller 4 yrs.all of Perry twp. Mont. Co,O. & Isaac Gephart otherwise called Isaac Miller of Euphemia, Preble Co.O. 21 yrs. & Levi Miller 12 yrs. of Twin twp. Preble Co.O. heirs of Frederick Miller de'd. 8 Apr. 1843 Owned E 1/2 SE 1/4 S30 T5 R4 80 acres. To have dower set and balance sold. (pg.672)

WYSONG, STEPHEN, MATHEW, HENRY, VALENTINE, JAMES, JOSEPH & ROBERT, LEWIS DELAMATER & wife Lydia vs Charles Wysong, John Lambert & wife Elizabeth, Jacob 18 yrs., Elkenny 15, John 12, & Joshua Wysong, minors & True & Malinda Wysong, minors. 7 July 1845 Stephen Wysong of Madison, Ind., Mathias of Elkhart Co. Ind., Henry of Preble Co.O., Valentine, James, Joseph & Robert Wysong, Lewis Delamater & wife Lydia(Wysong) of Mont. Co.O. are children & heirs of Jacob Wysong dec;d. each entitled to 1/12th part of SW 1/4 S30 T5 R4 210 acres. except part sold to Hezekiah Eubanks of 51 acres. Charles, Elizabeth w/o John Lambert, Jacob, Elkenny, John & Joshua children of John Wysong and heir of Jacob Wysong dec'd. who died since death of his son John Wysong. Jesse Wysong 16 yrs. & Malinda Wysong 13 yrs. children of Jacob Wysong died previous to death of Jacob Wysong children and grand children of Jacob Wysong dec'd.Susannah Wysong widow of Jacob Wysong Sr.gave quit claim deed to Valentine Wysong adms. of Jacob Wysong dec'd. in trust for heirs all interest & dower. To have partition made. (pg.678)

SMYTHE, HENRY P. adms. of Perry Harris dec'd. vs heirs of Perry Harris dec'd. 7 Aug. 1844 Perry Harris had 1/7th part of tract in S22 T3 R5 S 1/2 of 500 acres. congress land to Israel Harris which descended to John Harris dec'd. to Perry Harris dec'd. in common with brothers & sisters of Perry Harris namely: John Harris & wife Cynthia, Laura w/o Reuben Monger, Sarah w/o Festus Monger, James B. HARRIS & wife Julian, William Harris & Eliza Harris heirs of John Harris dec'd. who's widow Elizabeth Harris has dower interest. John & James B. Harris non-residents of this state.. Perry Harris died leaving Laura B. his widow who had dower in 1/7th part subject to dower of Elizabeth B. Harris widow of Jacob Harris dec'd. and also leaving Clarissa Dell Harris his infant heir. To have dower set off and 1/7th part of Perry Harris sold to settle debts. Perry Harris also owned lot 6 in Dayton legal title being in Harvey & William Conover, Martha Jane w/o Collins Wight, Obadiah M., Harriet Ann, Franklin P. Conover last 3 miners and heirs of Obadiah B. Conover dec'd. of which 2 payments due. Laura B. entitled to dower & Clarissa his heir entitled to share. (pg.683)

FOWLER, EBENEZER adms. of Sarah Jordon vs heirs of Sarah Jordon dec'd. 12 Sept. 1845 Judgment filed against adms. by Ebenezer Stebbins. Intestate left no children, and Electa DeHart a sister, James Stebbins, Marianna w/o Daniel Waymire the children of Mary Stebbins dec'd. the sister of intestate, John Rowe brother of intestate Sarah w/o Clark Dowin, William, David, Robert, Mary Ann Minton children of Nancy Minton dec'd. sister of intestate of whom Robert & Mary Ann Minton are minors and

heirs of intestate. Sarah Jordon owned part of lot in Dayton. Ask for sale to settle debts of estate. (pg.683)

HARRIS, LAURA B. guard. vs heirs of John Harris dec'd. 5 May 1845Laura B. Harris guard. of Clarissa Dell Harris minor heir of Perry Harris dec'd, states that since death of Perry Harris his mother Elizabeth Harris has also died leaving an estate of 1/7th part of land in S22 T3 R5 patented by Israel Harris descended to John Harris & from John to his 7 heirs: John Harris, Laura w/o Reuben Munger, Sarah w/o Festus E. Munger, James B. Harris, Perry Harris (now dec'd.), William Harris & Eliza Harris. To have share of Clarissa Harris (heir of Perry Harris)partitioned off. (pg.696)

BOYER, GEORGE adms. of John Boyer dec'd. vs Ann Boyer (widow), George 14 yrs., Michael 12, Mary Ann 10, David 4 yrs. & John Boyer 3 weeks. 8 Sept. 1845 John Boyer dec'd. owned lot of 2 acres in S13 T3 R5 addition to Germantown. To set off dower and sell balance to settle estate. (pg.699)

SCHREEL, GEORGE vs Samuel, Mary, & Elizabeth Richards. 23 Jan. 1846 George Schreel owned 1/4th part of 50 acres in SW corner of NW 1/4 S7 T5 R4 conveyed to Samuel Richard by John Richard. Samuel Richard died leaving 4 children his heirs: David, Samuel, Mary & Elizabeth Richard. When David Richard became 21 yrs. sold his 1/4th to John Richard who then sold same to George Schreel. To have partition of land. (pg.704)

SNIDER, PETER vs George Pierson adms. of Henry Snider dec'd. & Mary Snider (widow), Delia, Patterson, & Louisa Snider heirs of Henry Snider dec;d. all of Roanoake Co. Va. 31 July 1843 Peter Snider states his brother Henry Snider about 23/24 years ago in Va. agreed that if petitioner would settle on NE 1/4 S19 T4 R4 in Jackson twp. Mont. Co.O. and clear etc. 40 acres of tract was then to deed 160 acres of land. That he settled on land in ca 1821. About 3 yrs. ago Henry Snider sold the S 1/2 of said NE 1/4 of sec. to Richard Catraw and was to deed petitioner in lieu of said 160 acres, 50 acres off the N 1/2 of NE 1/4 of S 19 inc. the improved part & 27 acres of half quarter. Agreement made in Mont. Co.O. & Henry Snider to make deed when he returned to Va. & Henry Snider died without making deed. He left widow Mary Snider, and children Delia, Henry Patterson, & Laura Snider all minors in Roanoke Co.Va. Ask for deed. (pg.707)

SILVERS, WILLIAM & NOAH K. TIBBALS vs David W. Thatcher adms. of Nathan W. Silvers dec'd., Hetty Rebecca & William Casper Silver heirs & John Haines 4 Jan. 1845 Nathan Silvers & Noah Tibbals (since dec'd. purchased of John Haines of Warren Co. O. tract in SE 1/4 S5 T2 R5 also part of NE 1/4 S4 86 acres, also part of SE 1/4 S5 T2 R5 86 acres conveyed equally to Nathan & Wm. Silvers & Noah Tibbals. and gave mortgage. Nathan Tibbals died ca 8 Aug. 1844 leaving no widow but children Hetty Rebecca ca 9 yrs. & William Casper 6 or 7 yrs.residing in Mont. Co.O. William Silvers brother of Nathan W. Silvers. To have partition made and enough sold to settle debts. Elizabeth w/o NoahTibbals.(pg.712)

SWAYMIE, THOMAS (of Clark Co.) adms. of John Shartel dec'd. vs James, Sarah & John, William, George T. Shartel & Nancy Swaynie. 3 Oct. 1845 John Shartel had agreement to sell lot in S35 T2 R7 to Tarlton Allen. To give deed as agreed. Left heirs named, all minors except James & Nancy w/o petitioner. (pg.723)

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GARST. DANIEL vs James P. Stow et al 13 May 1845 Mortgage on lot in Dayton which Stow sold to Miami Cotton Mill. Ask for sale to settle debt. (pg.1)

FEISER, FREDERICK & wife Louisa late Louisa P. Schede of Franklin Co.O.vs Alexander Grimes, Ed.W. Davis & Henry Harman 7 Aug. 1845 Louisa before marriage & when living in Dayton had notes and claims she was pursueded to name defendants as trustees, and signed agreement if she should die and leave children they were to receive money due. If no children, husband to receive interest as long as he lives. After this to children of her sister Matilda Solbach of Ebbersfield of Kindom of Prussia. Ask to have control of her income. (pg.5)

THATCHER, DAVID & Jane Mulford adms. of Jacob Mulford dec'd. vs John N.C. Schenck, Samuel Conklin & Charles M. Sharp 11 Sept. 1845 Jacob Mulford dec'd. owned lot in S 1/2 of S2 T1 R6 60 acres and gave mortgage to Schenck of Warren Co.O. Samuel Conklin of Randolph Co. Ind.had sold lots in Woodburn to Jacob Mulford and Charles Sharp of Dark Co.O. Ask for sale of land and debts paid and if any balance to widow Jane Mulford as per will. (pg.10)

KAYLER, BENJAMIN & wife Fanny vs George Olinger 10 May 1845 Fanny Kayler one of the children and heir of George Huffman dec'd. of Mont. Co.O. who died ca 1825 and Fanny has since married Benjamin Kayler.George Olinger adms. of George Huffman dec'd.who was to settle with widow & 10 heirs. He was guard. of Fanny being ca 5 yrs. in 1827. To have accounting of assets from sale of land of George Huffman. (pg.16)

MENING, JACOB & JACOB KINSEY guards. of minor heirs of Jesse Phfouts dec'd. vs Rebecca & Lewis Phfouts & Daniel Stoner exe. of Samuel Phfouts dec'd. & others. 30 Aug. 1845 Samuel Phfouts dec'd. by will gave his wife Rebecca Phfouts the NE 1/4 S19 T4 R5 & after her death or marriage to his son Jesse Phfouts on condition he pay to other children: Hannah, Esther, Ann, Reuben, Lydia, Lewis, Mary, Samuel, Elhanan, Susannah, Amos.also to wife farm where he lived SE 1/4 S18 Son Lewis & son-in-law Daniel Stoner exe. Jesse Phfouts died Oct. 1843 leaving 3 children: Silas the oldest 5 yrs.,Ira, & Rachel. To sell NE 1/4 to give Jesse Phfouts children their share.Hannah w/o Henry Knouff, Esther w/o Daniel Stoner, Ann w/o Connelius H. Conoway, Lydia w/o George Zumbrum, Mary w/o Andrew McCormick. (pg.21)

BRABHAM, ELISHA vs City Council of City of Dayton 20 Sept. 1845 Claim that city has no right to charge for paving & graveling alley behind his lot in Dayton.(pg.27)

JONES, JAMES & SAMUEL KELLY guard. of W. Hitchen (a lunatic) vs James Hutchinson (Miami CO.) James H. Bacon, Thos. J. S. Smith, Jane Smith, Ralph L. & Susan Hart, Geo. T. Bacon, David & Eliza Gibbs, Joseph H. Crane adms. of Henry Bacon dec'd.8 Sept. 1845 James Hutchinson of Miami Co. had lot in Dayton and gave mortgage to Henry Bacon. Henry Bacon died leaving: James H. Bacon of Hamilton Co., Jane w/o Thomas J. S. Smith, Susan w/o Ralph L. Hart of Mont. Co.O., George T. Bacon of Miami Co.O. Smith's signed mortgage over to orators. Ask for land to be sold. (pg.31)

SCHULTZ, IMMEL & SAMUEL REX of Phila. Pa. vs Christopher Taylor, John C. Brooke, Reizen B. Taylor, George Carlisle, Charles T. Stedman, M. Reed & sons, Elisha Brown & Samuel B. Brown, John P. Hunt, Samuel Buesford, Mortimer D. Whitleridge, Timothy G. Bates, Gordon R. Gilmore & Henry S. Mays. 18 Sept. 1845 Mortgage given on lot in Germantown for debt. Ask for sale to settle debts. (pg.33)

HOVERMALE, JOSEPH vs David Bender & wife Sarah of Mercer Co.O. 8 May 1845 Bender owned land in Jackson twp. Mont. Co.O. 1/3part SE 1/4 S11 T4 R4 and gave mortgage. Ask for sale. (pg.37)

THATCHER, DAVID vs Joseph, Mary,David, Alice, Rebecca Bennett heirs of Samuel Bennett dec'd. and Joseph Voorhes, guard. of minors. 22 May 1845 Samuel Bennett had mortgage on lot in Centerville, Mont. Co.O. Samuel & Susannah Bennett sold lot to Bruffit Vinson. Samuel Bennett died 18 Mar. 1843 his wife Susannah having died 9th or 10th of same month & he left heirs of Warren Co. all except Joseph minors. Ask for sale to settle debts. (pg.39)

RESOR, JACOB adms. of Abraham Crouse dec'd. vs Heirs of Abraham Crouse dec'd. 12 Sept. 1846 Abraham Crouse owned 79 acres part frac. S28 T2 R6 He left no widow, children: Charles F. Crouse, Rebecca w/o Achelles Baber, Mary w/o John Kinsey, Elias & Emeline Crouse, last 2 minors. To sell to settle estate. (pg.43)

KLEPPINGER, GEORGE exe. of Susannah Rodebaugh dec'd. vs Peter Ludy 24 Dec. 1844 Mortgage of Peter Ludy on 21.36 acres frac S28 T2 R6 Ask for sale to settle debt. (pg.47)

ALEXANDER, HUGH & wife Martha(Harrison) of Butler Co.O., Jacob Bellville and wife Nancy, Isaac Harrison, heirs of Isaac Harrison dec'd. vs Nancy Harrison, widow, James Wilson ca 8yrs. of Taswell Co. Ill., Armstrong Harrison 7 yrs., Agnes A. ca 3 yrs. and their mother Perine Harrison of Hamilton Co.O.& Angeline & Rebecca Harrison. 31 Jan. 1846 Alexander & Martha Alexander own 1 share by descent (1/4th part) and purchased share of John Harrison (1/10) being 2/10 share of Isaac Harrison dec'd. Jacob & Nancy (Harrison) Bellville 1/10th share and 2/10th part of Isaac Harrison dec'd. by purchase of James H. McGrew & wife Lydia late Sarah Harrison, two heirs. Isaac Harrison of Shelby Co. entitled to 1/10th Owned part S32 T2 R6 43.02 acres except 3 acres sold by Isaac Harrison dec'd.

adjoining Woodburn. James Wilson heir of & Eliza (Harrison) who died before her father and entitled to 1/10th. Angeline & Rebecca Harrison of Mon. Co.O. entitled to 1/10. Armstrong & Adelelaid ca 3yrs. children of William Harrison dec'd. of Hamilton Co., and Perine his wife and entitled to 1/10th & there mother her dower (mentions another child James). Nancy Harrison widow of Isaac dec'd. entitled to dower. Petiton for partition. (pg.49)

YOST, JOHN exe. Anthony Yost dec'd. vs 1.Catharine Yost, widow of Mont. Co.O., 2. John Hower & wife Polly(Yost) of Preble Co.O.,3. Harvey Sweet & wife Elizabeth (Gladden), Richard, John, Joseph, James, William, Catharine, Sarah & Jacob Gladden heirs of William Gladden and Magdalena (Yost) both dec'd. of Tippacanoe Co.Ind. 4. John, Elizabeth, Catharine & William Beck heirs of Jacob Beck and wife Elizabeth (Youst) the last dec'd. of Preble Co.O.5. Jacob Yost of Tippacanoe Co.Ind., 6. Abraham Yost of Preble Co.O.7. Anthony Yost of Randolph Co.Ind. 8.William Wikel & wife Catharine (Yost) of Preble Co.O.9. John & Lewis Bowers heirs of Jacob Bowers & wife Sally (Yost) of Randolph Co.Ind. 10. Catharine & George Crawford heirs of Thomas Crawford and wife Susan (Yost) of Ind. 11.William Yost of Mont. Co.O. 3 Mar. 1842 Another grandson Henry Bowers mentioned as being dec'd. Necessary to sell real estate to carry out provisions of will. Land in SW 1/4 S18 T4 R4 also in Preble Co. O. 50 acres in SW corner of NE 1/4 S13 T5 R3. Left widow & children named above. (pg.56)

MILES, PRESTON et al vs Lewis Gilbert et al 11 May. 1846 Preston & Evan Miles of Mont. Co. claim legal right of 3 undivided 9th parts of SW 1/4 S30 T3 R5 25 acres except 6 acres off SW corner part of dower of Maria Gilbert widow of Reuben Gilbert lately dec'd. & 7 acres. beg. NW corner. Lewis, Hezekiah, Philip, Harriet, Maria & Adaline Gilbert (last 2 minors) heirs of Reuben Gilbert of Mont. Co. tenants in common with petitioner. To have partition. (pg.66)

CONOVER, WILLIAM vs Catharine & Maria Barcalow, William R. Emerick guard. & Louisa Barcalow 25 Nov. 1845 William Conover claims one undivided half of lot in Germantown, Mont. Co.O.& Catharine & Maria Barcalow tenants in common and entitled to 1/4th part. Louisa Barkalow widow of Zebulon Barcalow dec'd. entitled to dower. Petition for partition. (pg.69)

BOSTON, JAMES T.of Wayne Co.Ind. vs John Garrett, ? Reed, Joseph Seamon, Elias Wilkenson, Mary Seamon & Edward Boston 19 Nov. 1842 Trustees of twp. school sec. 16 T2 R5 leased land to John Bateman of Warren Co.O. 105 acres & assigned lease to Jeremiah Seaman,, then assigned to Jonathan Seaman who died Mont. Co. without issue and leaving relative ? Reed (female)who resides in Va. sole heir who quit claimed lease to Joseph Seaman who then sold to Elias Wilkins, sold to Mary Ann Seaman, sold to Edward Boston. Edwards sold to John Garrett. To collect judgment of Garret for non-payment of lease and to obtain a new lease as his has been lost. (pg.72)

GETTER, JOHN vs SCHNEIDER, JOHN A. & William Huffman Sr. 11 Sept. 1845 Mortgage on lot in Dayton. (pg.81)

SHUEY, LEWIS vs Jonathan Pennell, G.W. Bomberger, Richard Lane, George Lamm, John, Everle & Richard Taylor 19 Sept. 1846 Pennell now of Cincinnati owned lot in Germantown of over 1 acre & mortgaged to Shuey. Pennell being insolvent assigned assets to George Bomberger to settle his debts. Bomberger has since sold some of the lots in Germantown. Ask that mortgaged land to be sold as to settle his claim. (pg.85)

MULLENDORE, AARON vs Sarah Mullendore 25 Aug. 1846 Aaron Mullendore claims title from his mother Sarah Cline late Sarah Mullendore of one undivided half of 40 acres in N end of tract of 273.50 acres conveyed to John Stump by John Waggoner & wife Esther 1814, S25 T3 R5 & part of S26. Stump sold to Sarah Mullendore in 1829. Petitioner claims Sarah Mullendore age 15 yrs. is joint tenant with petitioner. Petition for partition. (pg.91)

ATWOOD, JOHN WM. & JOHN P. WHITE partners vs Samuel Brady 15 Apr. 1846 Mortgage on lots in Dayton. (pg.95)

ILER, SARAH (widow) exe. of John Iler dec'd. vs GEORGE SHANK & wife Ann (Iler), Ezra of Warren Co., Catharine, Levi, Mary, Ellen, Lydia & Maria Iler of Mont. Co.O. last 3 minors heirs of John Iler dec'd. 2 Apr. 1846 John Iler owned 60 acres off east end of SE 1/4 S21 T3 R6 To sell to settle debts of estate. (pg.97

CLEMMER, GEORGE vs Catharine Gladden & unknown heirs of Richard Gladden dec'd. 23 Mar. 1846 Clemmer claims individed 3rd part of SW 1/4 S31 T5 R4 except west end sold to Thomas Tharp of 80 acres & piece sold to William Gladden 62.50 acres. Richard Gladden died leaving 3 children & petitioner has purchased one share. William Gladden one of the heirs died leaving children who reside in Ind., and Catharine Gladden widow of Richard Gladden entitled to dower. To have partition. The 1/3rd shares to George Clemmer, heirs of William Gladden,& heirs of Joseph Gladden. (pg.100)

MILLIARD, MORDECAI vs George W. Bomberger, Samuel Potts, Eli Yarnell Pennell & wife Elizabeth 9 Aug. 1845 Mortgage on lease of school S16 T2 R5. Jonathan Pennell had released all interest in lease to his son Eli. George Bomberger -Comm. of Insolvents had suit against Jonathan & Eli Pennell and ask to sell lease. (pg.105)

ADAMS, ELIZABETH of Darke Co.O. vs James & Thomas Dodds, Alexander Grimes, Davis Lesher, Perry, Horace & Alfred Pease & Peter Hain. 29 June 1844. George Adams died ca 10 Jan. 1842 leaving widow Elizabeth and owned land in Mont. Co.O. E 1/2 frac S21 T1 R6 597.92 acres from land office. Some had been sold to Dodds. Elizabeth filed for dower. Dodds claim she was not widow as she had not signed sale. George Adams also owned land in Darke Co. He left heirs: George, Adam, Nancy, Cynthia w/o John B. Tullis, Martha w/o Robert L. Harper, Caleb now dec'd. leaving Caleb & George , minors, William, Elizabeth w/o Caleb Worley of Miami Co.O. & Thomas now dec'd. leaving to his brother William Adam. (pg.115)

WENTZ, JOHN M. & wife Catherine vs James Perrine, John W. VanCleve exe. of Erastus W. Towner, Clawson M. Markham, Ephraim, Noble & Norman Towner, Olive Wadham & Louisa late Towner et al 11 Feb. 1846. Adams had sold lot in Dayton to Orator and exe. had not given deed. Erastus Towner had will giving lot to his sister Clarissa M. Markham in Mich. then to her children except Daniel Brown who was to receive less than others. Also names sister Olive Wadham of Goshen, Conn., brother Ephraim of Ypselanty, Mich. and at his death to his wife & balance to Norman., brother Theron, neice Louisa a sister of nephew Noble Towner of Conn. Also ask that lot be bought in Woodland cemetery and 2 children dec'd. be moved there. (pg.121)

MATTHEW, JOHN et al vs Susan Matthews et al 7 Nov. 1855 Margaret Matthews made deed of SE corner S30 T2 R8 to Elias Matthew without husbands signature and declared void. Margaret left husband, children: Mary w/o George Matthews dec'd. leaving children, John R., Thomas, George, Francis, Margaret, Edward, Oliver, Jacob & Lafayette Matthew; John, James, Elizabeth w/o Samuel Light now dec'd. & left children John Jacob & Eliza Light; Sarah w/o Jacob Brenner, Thomas & Jacob each 1/7th part subject to right of husband John Matthew. Elias Matthew now dec'd. left widow Susan & children: George W., Thomas J., James M. of Ind. minors., John C., Jane w/o Robert H. Mong, William L.,Mary C., Henry C., Daniel W. of Mont. Co.O. (pg.130)

BOMBERGER, GEORGE W. -Comm. of Insolvents vs Jonathan (now of Hamilton Co.O.)& Eli Pennell To sell at public auction lease on school lot S16 T2 R5 for debts. (pg.133)

AUGUST TERM 1844

MOYER, REUBEN & MICHAEL of Darke Co.O. vs William Moyer 25 Sept. 1843 Petition for partition Entitled to 1/10th part of SW 1/4 S8 T3 R4 160 acres of Henry Moyer dec'd. Heirs: Sarah w/o Adam Oller d/o Henry Moyer dec'd. Mont. Co.; William, Henry,

Nancy w/o Andrew Pickel, Margaret w/o John Pickel all of Darke Co.O., Elizabeth w/o John Judy of Lee Co. Iowa, now dec'd. leaving children: Michael, Mary, Eliza, John C., Abigail, George, Teney w/o Mathew Cooney & Henry Judy all minors except Henry, George & Teney Cooney and of Iowa.; George Moyer now dec'd. left children: John & Elizabeth of Darke Co.O. & Jacob & Henry, minors of Tippecanoe Co. Ind.; Margaret now dec'd. w/o ? Stump leaving children: Michael, Margaret, Henry, Adam & George Stump of Darke Co.O. (pg.193)

APRIL TERM 1846

CLINE, JOHN C. vs John Ullery, John E. Shively, Joseph Cline & Christian Bachman 11 Mar. 1846 To collect on judgment. (pg.145)

NOVEMBER TERM 1846

HENDER, SAMUEL of Lawrence Co.O. vs Mary Hender et al 10 Nov. 1846 Entitled to 1/7th share of Thomas Hender dec'd. of lot 4 in Greencastle. Heirs: Samuel, Mary, Sarah w/o ? Sloan, Ann w/o ? Stevenson of Hamilton Co.O., Mary A. d/o Joanna Shepherd dec'd. w/o John Shepherd; heirs of Maria Hoglan dec'd. w/o James Hoglan, children: Marianne, Amelia & Ellen Maria; heirs of Grace Stevens dec'd. Mary Ann & Thomas Stevens of Mont. Co.O. & Jane Stevens of Vigo Co. Ind. Ann Dunlap late Ann Hender of Mont. Co. & w/o Robert Dunlap of Preble Co.O. and widow of Thomas Hender dec'd. entitled to dower. (pg.149)

WHEATLY, JOHN of Mont. Co.O., William Kimes & wife Elizabeth of Wayne Co. Ind. vs Joseph, Elijah D., Sarah D., Margaret H., Richard S. Wheatly, Mindwell, Gamaliel & Ellen Pease 20 June 1846 Entitled to 1/8th of SE 1/4 S3 T1 R6 164 acres & part of S34 31 acres also 225 acres in Franklin Co. Heirs: John, Elizabeth w/o William C.Kimes, Joseph, Elijah, Sarah D., Margaret H., Richard D., minor heirs of Ellen Peace dec;d. Mindwell 12 yrs., Gamaliel 9 Ellen 6. (pg.151)

SHINN, BENJAMIN et al vs Catharine, Rebecca, Tobias & Phebe J. Barkalow 3 Sept. 1846 Benjamin Shinn & wife Margaret, Eliza Ann w/o George L. Payne of Warren Co.O., heirs of James Barkalow dec'd. who owned land in Mont. Co.S28 T2 R5 160 acres & other acres in same sec. also land in Warren Co.O. Benjamin claims 2/5th share, that of wife Margaret & of Eliza & George Payne. Catherine widow of James dec'd. to have dower, Tobias & Phebe Jane minors. Partition made. (pg.157)

KOERNER, CHRISTIAN vs Jane & Jeremiah Nace 29 Aug. 1843 Jane Nace gave mortgage on lot in Dayton. She has since married Jeremiah Nace. Sold for debt. (pg.163)

TAYLOR, CHRISTOPHER adms. of Peter Schenck dec'd. vs Patience, Levi & Albert Schenck 5 Feb. 1839 Ask for sale of lots in Germantown to settle debts of estate. He left widow Patience, & children Levi & Albert minors. (pg.169)

RIFE, JOHN B. vs Catharine, Mary Ann & Elizabeth Arnold 26 Aug. 1846 John Rife claims one undivided half of part S32 T2 R6 Harrison twp. 3 acres. Catharine Arnold widow of Benjamin Arnold dec'd. & Mary & Elizabeth his children entitled to other half & Catharine dower. Petition for partition. (pg. 175)

BAKER, DAVID C. vs Andrew Mehaffie 7 May 1846 Mortgage on lot in Dayton. (pg. 178)

HARSHMAN, JOHN et al vs Jonathan Harshman & Daniel Beckel 14 Apr. 1846 John Harshman of Green CO.O., George, John, Jacob Harshman, Polly w/o Jonathan Brown, Betsy w/o John Sipe, children of Philip Harshman dec'd. of Green Co., Catharine Harshman of Frederick Co.Md. Ester w/o Frederick Holler & sister of Ann Maria Costs of Mont. Co.O., John Hoover and others whose names are unknown children of Susannah Hoover dec'd. late Susannah Harshman & sister of Ann Maria Kost of Frederick Co.Md. Catherine w/o ? Metz of Frederick Co. Md.and Catherine w/o Henry Warner children of George & Christina (Harshman) Warner now dec'd. of Green Co.O. brothers, sisters, neices & nephews of Ann Maria Kost of Mont. Co.O.dec'd. Jan. or Feb.1846 Land SW 1/4 S15 T2 R7 163 acres. Daniel Beckel son-in-law of Jonathan Harshamn who together bought land and John Harshman claims sale not right and ask for cancellation. Will of Ann Maria Kost ask that land be sold. Petitioner claims appraisment by Jonathan Harshman's son-in-law Israel Huston & son/o David Huston who drafted will. Thomas Schaffer who is related to Jonathan Harshman and partner of Valentine Winters is his son-in-law. Will of Ann Maria Kost -Gave to heirs of dec'd. brother-in-law Jacob Kost, to 2 brothers-in-law Peter & John Kost, to 2 sisters-in-law Barbary May & Elizabeth Crose, David Hart a yellow man, Eliza Canell, nephew Henry Warner, balance to 4 brothers & 4 sisters John, Philip, Christian & Jonathan Harshman, Esther Holler, Susannah Hoover, Christina Warner & Catharine Marts. Exe. brother Jonathan Harshman (pg.179)

LEATHERMAN, HENRY vs Jacob Kemp s/o Lewis, Isaac, David Kemp, Catharine Dodson, Benjamin Crabbs & wife Margaaret heirs of Lewis Kemp dec'd. 27 Jan. 1845 Kemp had agreed to sell 22 acres in N part of SE 1/4 S29 T2 R7 to Henry Leatherman. Kemp died leaving heirs Jacob, Isaac, David Kemp, Catharine Dodson, Margaret w/o Benjamin Crabb, Joseph Kemp dec'd. leaving children: George Kemp, Margaret Kemp, Barbara w/o William Steel, Catharine, David & Jacob Kemp; Mary M. d/o Lewis & w/o petitioner now dec'd. and leaving children Eliza w/o James Gillespie, Margaret w/o George Fist, Lewis, Sophia w/o George Snider all of Mont. Co.O.. Also George Kemp a son of Lewis Sr. who left city many years ago and has not been heard of and is supposed to be dead. Lewis Kemp had sold most of his land to Jonathan Harshman. Maps of Kemp & Leatherman Race's. Ask for deed.(pg.187)

BEST, HENRY vs Eliam E. Barney, Jno Washington & Ebenezer Thiesher 24 Nov. 1845 Charge of letting water from their mill run across orators land in Dayton,O. (pg. 195)

OVERLEASE, ABRAHAM vs John, Jacob, Elizabeh (w/o Jacob) Resh of Mont. Co.O. & Samuel Ramsey of Miami Co.O. 29 Aug. 1846 Mortgage on NE 1/4 S28 T2 R8 23 acres, also mill race to Mary Irwin since married to Peter Cost of Green Co.& Samuel Ransey of Miami Co.(pg.199)

GILLESPIE, CHARLES S. vs Henry Leatherman, Samuel Edgar, Horatio G. Phillips, Jonathan D. Phillips & Daniel Beckel 21 May, 1846 Charles Gillespie had agreement with Leatherman to make race and in return to have half of the water power. Leatherman later had agreement to sell water power to other defendants as co-partners to have water power. (pg.204)

HILLIGOSS, JOSEPH vs Shipley V. Martin, Peter Snyder, John Howard adms. of Charles Haskins, William Morris & George W. Griffith 9 Jan. 1846 To collect on judgment. (pg. 217)

CRAIGHEAD, SANUEL Adms. of William F. Kneisly dec'd. vs Eve, Joseph, Frederick Kneisly, Walter E. Locker & wife Catharine, Charles Newcome & wife Mary Ann & Samuel Cook 3 April 1846 William Kneisly owned one equal 1/6th part of land in NE corner S19 & NE corner S13 T2 R8 65 acres subject to life estate of Eve Kneisly widow of John Kneisly dec'd. and to provisions contained in will of John Kneisly dec'd. Dec'd. left no widow & but 3 brothers and 2 sisters: Moses Kneisly has since died but Joseph & Frederick are heirs also Catharine Lookin late Kneisly & w/o Walter C. Looker?, Mary Ann Newcom late Kneisly & w/o Charles Newcom all to have share. Also Eve Kneisly widow & Samuel Cook also had interest. Will of John Kneisly- To widow Eve, sons Frederick,Joseph, Moses, William Kneisly. Benjamin Kneisly grandson s/o Benjamin dec'd. and dau. Catharine to have 3/4th share of one share and grandson Samuel A.Cook s/o dau. Catharine to have 1/4th of 1 share, and dau. Mary Ann to have 1 share being 6 equal shares. (pg.223)

LONGSTREET, WILLIAM vs Henry Stoddard 8 Jan. 1845 Longstreet claims legal right of 1 undivided half of East 1/2 SE 1/4 S29 T6 R4 81 acres &Henry Stoddard tenant in common. Ask for partition. (pg.228)

HEIKES, JOHN vs Henry F. Peepaugh, Henry Connelly & Robert Brown Sheriff of Mont. Co.O. 3 Oct. 1845 To collect on judgment. (pg.233)

PEEPAUGH, ANN vs Richard Sandham & Henry F. Peepaugh 6 May 1846 Andrew Heikes had case against Henry F. Peepaugh & Richard Sandham adms. of J. Hale dec'd. In Dec. 1842 Henry F. Peepaugh married Ann Hale (oratrix) widow of John Hale dec'd. leaving no children. Andrew Heikes had judgment against Henry Peepaugh. Ann Peepaugh claims judgment made before her marriage. Also that in Washington, Mason Co. Ky. on her petition marriage was disolved on 21 Nov. 1845. Ordered that all money due Ann as widow of John Hale be turned over & case of Heikes be dismissed. (pg.233) see case below

HEIKES, ANDREW vs Henry F. Peebaugh 9 Jan. 1845 Andrew Heikes

claims Ann widow of John Hale dec'd. had maried Henry Peebaugh ca Dec. 1842 and as Henry P. has no assets and Heikes has judgment claims debt from her as heir of John and now her marriage to Henry P. (pg.241) see above case

STOUDER, MARGARET vs John D., Isaac, Samuel, Celina, Amanda, Esther, Jerome, Prudence, Moses, Lydia, Harrisson, David, William, William s/o Joseph, Christian, Samuel , unknown heirs of John Stouder dec'd. John Binkley, Daniel Wilhelm & wife Barbara, Esther, Samuel, Mary Ann, Sarah, Henry F., Juna C. Wilhelm, John, Julia, Barbara, Henry, Sarah, David, Daniel Hyer, Elizabeth & Barbara Replogle. 27 April 1844 Margaret Stouder married John Stouder 5 July 1836 and lived with him till his death 9 May 1843. He owned one individed half of NE 1/4 S36 T5 R5 and had made deed to his nephew John D. Stouder & his wife Elizabeth. He also owned NE 1/4 S35 T5 R5 and made deed to David Stouder , also half of NE 1/4 S19 T3 R6 and made deed to Daniel Wilhelm & wife Barbara, also lot in Little York. Dec'd. had notes of William Stouder s/o Joseph Stouder & nephew of testator, John Stouder another s/o Joseph Stouder who is dec'd and heirs unknown, William Stouder brother of dec'd., Christian Stouder, also brother, Samuel also brother, John Binkley a nephew, Elizabeth & Barbara Replogle nieces, Isaac Stouder son of John D. Stouder for use of himself and his brothers and sisters, Joseph Wilhelm s/o Daniel & Barbara Wilhelm, Barbara being a niece of dec'd., for the use of herself and his brothers & sisters., John Hyer s/o Daniel Hyer & wife Sarah she being a niece of dec'd. for use of brothers & sisters. Elizabeth w/o John D. Stouder is dec'd. & they had 10 children: Isaac. Samuel, Celina, Amanda, Esther, Jerome, Prudence, Moses, Lydia, Harrison all of Mont. Co.O., except Jerome & Lydia in Clermont Co.O. Daniel & Barbara Wilhelm had 9 children: Esther (Hetty), Samuel, Mary Ann, Joseph, George, Martha, Sarah, Henry & Susana C. all in Mont. Co.O., John Hyer has 5 brothers & sisters : Julia, Barbara, Henry, Sarah & David Hyer all of Mont. Co.O. , John Stouder dec'd. (s/o Joseph Stouder) left 5 children: Lucinda, Susannah, Rachel, William & Alfred Stouder, minors in Clermont Co.O.; William Stouder of Hamilton Co.O. a s/o Joseph Stouder a brother of testator, & William, Christian & Samuel Stouder also being brothers of testator and John Binkley all of Clermont Co.O. & Elizabeth & Barbara Replogle in Penn. Petitioner states she had not signed release on deeds and ask for dower & an accounting of assets and to have her share. John Stouder the father of William Stouder & of the dec'd.John Stouder in ca 1808 in Cambia Co. Pa.made John Stouder his exe. and never made any settlement. William Stouder states his brother John (now dec'd.) visited his mother living with Samuel Stouder in Clermont Co.O.& asked to settle his father 's estate. Named in note left by John Stouder dec'd. were William , Christian, Samuel, Elizabeth & Barbara Replogle, John Binckley, To William or Christian Stouder for use of Joseph Stouder & his sons John & William Stouder. (pg.246)

BUXTON, CHARLES vs Sarah Buxton et al Apr.1845 Sarah Buxton widow of Brook Bxton endowed of 1/3rd of NE 1/4 S26 T3 R4 as her dower. (pg.266)

APRIL TERM 1847

PLUNKET, JOSEPH, SIMON BROADWELL adms. of Silas Broadwell dec'd. vs Dorson Edwards 9 Dec. 1847 Mortgage on lot in Dayton,O. (pg.271)

HEINY, JACOB, JOHN & JOSEPH adms. of Joseph Heiny dec'd. & others vs Augustus, Newell, Edward & Thomas Weakly exe. of Thomas Weakly dec'd. and Daniel Resor Thomas Weakly in debt to Joseph Heiny gave deed to S12 T3 R5= 133 1/2 acres subject to mortgage of Daniel Resor. Thomas Weakly now dec'd. and land ordered sold for debt. Heirs of Joseph Heiny- Jacob, Johm, Joseph, Georg Heiny, Michael, Moses, Charles & Mary Myers heirs of Barbara Myers dec'd. d/o Joseph Heiny dec'd.& his widow Elizabeth Heiny. (pg.271)

SMITH, THOMAS J.S. vs Charles Haas 9 Sept. 1846 Mortgage on lots in Dayton. Sold for debt. (pg.273)

URMEY, ELIZABETH vs Jacob Vaniman & Samuel Landis exe. of John Urmy dec'd. 6 Oct. 1846 John Urmy died Sept. 1846 leaving petitioner Elizabeth his widow. He had owned S 1/2 S33 T4 R5 348 acres except small grave yard on premises and petitioner entitled to dower. He left no other heirs for land and balance of sale to the poor of Jefferson & Madison twp. (pg.275)

REICHARD, SAMUEL vs Philip, Daniel, Isaac, Henry, Mary Ann, Michael & John Reichard. 7 Sept. 1846 Petitioner entitled to 1/8th part of lots 32,33,36,in Pyrmont, also 1/2 acre of NE corner of SE 1/4 S7 T5 R4, also 4 acres off S# corner NE 1/4 S7 Michael Reichard of Preble Co. & John Reichard of Darke Co. all others of Mont. Co.O. common tenants. (pg.277)

PATTERSON, WILLIAM vs William & Peter Stonebarger 24 Nov. 1846 To collect on judgment. (pg. 280)

STODDARD, HENRY adms. of Oliver Smith dec'd. vs Alexander Stephen & wife Eliza of Green Co. 12 Sept. 1846 Owned land S14 T2 R8 15 acres in Mont. Co.O. and gave mortgage. (pg.281)

BROWN, THOMAS vs David & Emily Vanschoyck 11 Sept. 1846 Mortgage on lot in Dayton. (pg.281)

WILHELM, BENJAMIN vs Joseph Myers, John Karmy & Philip Gunckel 29 Aug.1846 Wilhelm has judgment on Myers. Myers has lot in Germantown bought of Gunckel and Myers' father-in-law John Karmy holds title bond. (pg.282)

MARSHALL, HENRY vs Conrad, Benjamin & John Marshall, Cornelious Christopher and wife Maria, Michael & Mary Ann Marshall, George McKean, Conrad Loy & wife Letty. 14 Apr. 1847 Henry Marshall dec'd. owned SE 1/4 S32 T6 R4 held by patent of U.S. Nov. 1830. Henry Marshall left heirs: Henry (petitioner), Conrad Marshall of Madison Co., Benjamin of Rock Island Co. both in Ill., John of Warren Co., Theodore Marshall & Maria Christopher w/o

Cornelious Christopher of Mont. Co. & Michael Marshall of Preble Co.O. all children of Henry Marshall dec'd. He also had son Philip Marshall who died in life time of intestate leaving one dau. Mary Ann Marshall also an heir about 9 yrs. of Mont. Co.O. Henry Marshall dec'd. also left dau. who survived him married to George McKean & they had 2 children. After McKean died she married Joseph Haultry. She died intestate leaving 2 children by McKean, George McKean of Territory of Iowa & Letty w/o Conrad Loy of Mont. Co. both of age. Petition for partition for 1/9th share. (pg. 284)

DAUBNER, JOHN N. vs David Clark & Thomas C. Phillips 30 Apr. 1847 To collect on judgment. (pg.286)

TREON, RACHAEL vs Sarah Smith et al 3 May 1847 Peter Treon died 1 Oct. 1846 leaving widow (petitioner), Sarah (Treon)Smith, 1/5th; Enoch, Peter, George, Isaac & Jacob Dessinger, Catherine(Dessinger) w/o George Mentzer?,children of Eve (Treon) Dessinger 1/5; Daniel, William,Jacob, Sarah, Magdalena Kreisher, Elizabeth Berry, Mary Beall?,Rebecca Davis children of Magdalena Kreisher 1/5th; all except Isaac Dessingerlive in Penn., also George Gebhart, Rebecca Hubler w/o Michael Hubler children of Margaret (Treon) Gebhart 1/5th;and Francis Johnathan Treon,1/5th all inc. Isaac Dessinger in Mont. Co.O. Peter Treon owned by inheritance part of S29 T2 R5 120 acres & 50 acres also other tracts inc. lots in Miamisburg. Petition for partition. (pg.287)

MILLER, ELLEN vs JACOB MILLER et al 28 Apr. 1847 William Miller died 10 May 1845 leaving widow Ellen Miller & Jacob & Ruth Miller his heirs and said Ruth has since married Thomas Gillis. William Miller owned lot 5 S16 T2 R7 96 acres Petition for dower.(pg.292)

MANNING, WILLIAM adms. vs widow Manning et al 1 May 1847 David Snyder & John S. Manning adms. William Manning owned 134.29 acres in NE corner S24 T2 R6 less 1/4 acres sold for school. He left widow Christena, & heirs: George, John S., Jacob, David, Mary w/o David Snyder, Catharine w/o Richard Snyder, Barbara, Christena, Lydia w/o Edward Baty of Greene Co., Susan w/o George Loy, Elizabeth Manning all of Mont. Co.O. Petition for sale to settle estate. (pg.293)

HARBINE, JOHN of Green Co.O.vs EDWIN SMITH et others 15 Apr. 1847 To collect on judgment. Debt owed by John Games & John Mills who owned lot in Dayton sold to Edwin Smith. (pg.297)

MERRING, JACOB & Jacob Kinsey vs Rebecca Phouts et al 30 Apr. 1847 Jacob Merring guard. of Silas Phouts & Jacob Kinsey guard. of Ira & Rachael Phouts minor heirs of Jesse Phouts dec'd. Guards. ask for share of NE 1/4 S19 T4 R5 owned by Samuel Phfouts and share due son Jesse Phouts dec'd. Samuel Phfouts left Hanna w/o Henry Knouff, Esther w/o Daniel Stone, Ann w/o Cornelius Conoway, Lydia w/o George Zumbrum, Mary w/o Andrew McCormick, Reuben, Lewis, Samuel, Susanna, Elhanon ,Amos & Jesse dec'd. & widow Rebecca Phfouts. (pg.299)

HAAS, PETER , adms. of Charles Haas dec'd. vs Charles Haas Jr. et al 14 Apr. 1847 Charles Haas owned lot in Dayton and adms. ask to sell enough to settle estate. Charles Haas left heirs: petitioner Peter, Charles, Ferdinand, Henry (minor), Caherine w/o Conrad Lentz, Margaret w/o Philip Fishbaugh,& Maria Christena w/o George Bapst. (pg.299)

HEIKES, ANDREW vs Henry F. Peepaugh et al 29 Apr. 1847 To collect on debt. (pg. 304)

SWAIN, CHARLES G. vs William Sims & others. 26 June 1847 To collect on debt of William Sims & wife Theresa. (pg.306)

STATE of OHIO vs Elisha Brabham & wife Lydia 27 Apr. 1847 Debt owed and gave mortgage on inlot in Dayton. (pg.308)

COBLENTZ, JACOB vs Chloe & Holland Smith 30 Apr. 1847 Jacob Coblents had agreement with George & Jacob Ginsendeoff with Coblentz to furnish money for Ginsendeoff to build a factory in Cincinnati and make accounting to Coblentz. Smith security for Ginsendeoff's. (pg.312)

WEAVER, MICHAEL vs George Neff & wife Lydia. 7 Mar. 1847 Mortgage on S19 T5 R5 3 acres & S30 T5 R5 1 acre inc. part of house, smoke house, stable. Ask for sale to settle debt. (pg.314)

SPINNING, MATHIAS vs Isaac M. Preston & others. 1 May 1847 Edmund Whipple & Preston gave mortgage on lot in Dayton. William Spinning (now dec'd.) assigned mortgage to Elias Spinning (now dec'd.) adms. assigned mortgage to petitioner Mathias Spinning. (pg.317)

MULLISON, JOHN D. vs David Hoover and others 27 Apr. 1847 Mortgage given on lot in Miamisburg which does not satisfy debt. Emanuel Gebhart in debt to Hoover and gave notes which are claimed by Isabella Shepherd assigned to her by Martin Hoover. Gebhart gave notes for tract where late husband Elisha Shepherd died & left 7 children, 5 by Isabella. One of the five was Julia Ann w/o Martin Hoover. Isabella was to keep farm till youngest Augusta of age 21 in 1839. Julia Ann about 10 yrs. when Elisha died & married 9 year since. Hoover moved with family to Ill. in 1839 and sold share of Julia Ann to Gebhart. Notes of Martin Hoover endorsed to David Hoover. (pg.322)

RIGLER, GEORGE vs HENRY GEPHART et al 29 Apr. 1847 George Rigler complaint that they are removing trees on his land to build road from Xenia to Miamisburg and Germantown. Complains to Miami twp. trustees that there is already two roads & a third road not needed. Supervisor of district roads, William Stetler. (pg.322)

TREON, JOHN & RACHEL adms. of Peter Treon dec'd. vs Christian Yordi et al 3 May 1847 Christian Yordi & wife gave mortgage on S10 T2 R6 of 60 acres with Elizabeth having a claim. Ask for settlement of debt. (pg.329)

GRIMES, ALEXANDER, Edward W. DAVIES & others exe. of D. Z. Cooper dec'd. vs Thomas Marsden et al 14 Apr. 1847 Thomas Marsden gave mortgage to D.Z. Cooper for 39.36 acres in S20 T2 R6. Cooper since dec'd. leaving widow Letitia C. Cooper since married to John Backus. Marsden (not a resident of this state) had given deed for same to Gorton Arnold. (pg.330)

TAYLOR, JAMES W. vs William Van Cleaf & wife Barbara et al 3 May 1847 Mortgage given on lot in Dayton. Also had sold same to Adam Relfrick. To collect on debt. (pg.332)

BROUSE, HENRY A. vs JACOB MORTON 14 Apr. 1847 Henry Brouse of Wayne Co. Ind. in partnership with Morton in dry goods business in Miamisburgh, Mont.Co.O. & disolved in Sept. 1845 with petitioner signing all interest in half interest in Canal Boat Diana, and note with John Brouse as security in return for interest in stock of dry goods on hand and to collect all debts owing partnership. Brouse ask for Morton to pay share of debts still owed by partnership. (pg.333)

APRIL TERM 1847

HUTSON, ELLEN vs JOHN BEEGHLY et al 4 Sept. 1847 Ellen Hutson claims her husband David Hutson (now dec'd.) & Allen Stewart bought together 2 tracts in Perry Twp. SW 1/4 S34 T5 R4 bought of John Weaver and deed in Stewart's name. Stewart since sold same to John Beeghly who has filed to eject Ellen Hutson from the land. Will of David Hutson of Johnsville, Mont. Co.O. gave all to his widow. (pg.339)

HALL, BENJAMIN vs ADAM MILLMAN et al 2 Sept. 1847 Judgment on Millman and execution levied on lots 2 & 12 in Liberty,O. Mont. Co. Lots sold to John Hensler by Sheriff. Hall claims fraud as judgment not satisfied by sale and claims Millman still owns lots as Hensler is his son-in-law. Millman claims not so but did give some money for payment as gift to dau. Harriet w/o John Hensler. (pg.344)

TREON, HENRY vs FRANCES JONATHAN TREON et al 27 Aug. 1847. Peter Treon dec'd. owned tract of 100 acres in SE 1/4 S30 T2 R5 of which 8 acres was conveyed to Peter Treon by John Treon & wife Eve.Henry Treon states he is natural son of Peter Treon and had lived with him since age 16 or 17 yrs. till his marriage. That Henry Treon died ca 1 Oct. 1846 results of being kicked by a mule. He left widow Rachel and no legitimate children and petitioner his only child. Also left brother Francis Jonathan Treon, sister Mary Smith widow of John Smith dec'd. of Pa., Enoch, Peter, Catherine w/o George Messer, George, Isaac & Jacob Dessinger children & heirs of Eve Treon dec'd.and married to George Dessinger. All non-residents of this state except Isaac of Mont. Co.O., also children of Magdalena Kresher sister of Peter Treon married with Jacob Krisher. Children: Daniel, William, Jacob, Sarah, Magdalena Krisher, Elizabeth Rory?, Maria Krall, Rebecca Davis all of the state of Pa.Lebanon Co.,also children & heirs of George & Margaret Gebhart dec'd.a sister of

Peter Treon viz: George Gebhart, Rebecca married to Michael Hubler all in Mont. Co.O. Henry Treon claims father was to deed land to him and died before he could make deed. Ask for deed. Defendants claim he was given 160 acres in Ind. (pg.346)

WOLF & BOSWELL of Phila. Pa.vs Hardesty Walker of Shelby Co.O. 4 Sept. 1847 Hardesty Walker & wife Sarah gave mortgage on lots in Dayton,O. for debt. (pg.352)

FERGESON, CHRISTOPHER vs ISAAC HUMES & Owen Smith 4 Sept. 1847 To collect on judgment. (pg.356)

SHELBY, GRANVILLE vs SARAH SHELBY widow et al 4 Sept. 1847 John Shelby died Dec. 1843 leaving widow Sarah & 3 children,Granville (petitioner), 21yrs., Sarah Jane 17 yrs., William L.H. 13 yrs. He owned SE 1/4 S10 T3 R5 of 177.50 acres. Ask for partition on his 1/3rd share and dower set off. (pg.357)

FOLKERTH, EBENEZER vs JOHN FOLKERTH et al 4 Sept. 1847 Petitioner claims 1/10th share of part of lot of #3 S14 T2 R7 270 acres except 20 acres sold to John N.Geist, also tract of 90 acres sold to Lewis Corles, and tract of 23 acres sold to Christopher Folkerth by Michael Folkerth in his life time and balance (138 acres) comes by descent to petitioner, John Folkerth of Mont. Co. entitled to 1/10th, Mary Folkerth 2/10, Abraham Eversole & Margaret Eversole 4/10th as co-tenants with petitioner, Anna Folkerth widow of Michael Folkerth lately dec'd. entitled to dower. Ebenezer Folkerth 3/10th. (pg.360)

SHUEY, LEWIS vs WILLIAM R. EMERICK 17 Aug. 1847 Note given to Zebulon Barkelow now dec'd. and Barkelow indebt to orator note was given to settle estate. To collect on note. (pg.364)

STOCKSLAGER, PHILIP adms. of JOHN STROUP dec'd. vs Henry Apple & wife Sally late Sally Stroup et al 16 Aug. 1847 John Stroup owned land in Jackson twp. Mont. Co. O. W 1/2 of NW S20 T4 R4 80 acres. He died 26 Mar. 1846 leaving widow Mary who died 9 Mar. 1847 leaving heirs Sally w/o Henry Apple, Abbe w/o Jacob Geisright, John Stroup, Mary w/o Samuel Stoner, Samuel Stroup a minor 17 yrs. To sell tract to settle estate. (pg.365)

SWAYNIE, JOSEPH & Ann Elizabeth his wife vs David Shartel & Mary Catherine Shartel 26 Aug.1847 George Shartel dec'd. ca 10 July 1844 and left widow Matilda Shartel, Elizabeth (petitioner), David & Mary Catherine Shartel both minors. Dower was set off of on lots in Dayton & petitioner ask for 1/3rd share. (pg.366)

HOWARD, JOHN adms. of Charles Haskin dec'd. vs Charles R. Haskin et al 25 Aug. 1847 Real estate being frac. S 3,9,10,4 T1 R6 174 acres Charles Haskin left Charkes R., Orlando E., Dewitt C., Royal A. Haskin his heirs. To sell tract to settle estate. (pg.369)

BROWN, THOMAS vs JOHN Peter SMITH & wife Susanna Smith et al 26 Aug. 1847 To collect on mortgage given on lots in Dayton,O. (pg.371)

WOLF, JACOB vs Alexander H. Porter 4 Sept. 1847 Mortgage on lot in Luther Bruen plat in Dayton. Porter gone to parts unknown 1844. Ask for sale to satisfy debt. (pg.375)

CRIDER, GEORGE vs CATHARINE BISER et al 26 Aug. 1847 Casper Baer now dec'd. of Mont. Co. with wife Catharine mortgaged lot 29 Dayton,O. Casper Biser died spring 1846 leaving children, Mary of age, Joseph, Henry, John, Jacob Casper, Andrew, Ellen, Frances, Martha Jane & Josephine Biser minors & widow Catherine. Ask for sale to settle debt. (pg.377)

EMERICK, WILLIAM C. et al VS ELIZABETH EMERICK et al 4 Sept. 1847 Petition for partition. Christopher Emerick owned 20 acres SE 1/4 S24 T3 R4 now dec'd. leaving no widow. Children and heirs: William C; Ellen w/o George Morningstar dec'd.; Thomas; Margaret w/o Christian Rohrer; Sarah w/o George Denner dec'd.; children of John dec'd.: Philip, Charles, Leah w/o John Getter, Caroline, Elizabeth 16yrs., Aaron 14 yrs., Rachel 12 yrs., John(sold his share to petitioner); children of Catherine Lindemood dec'd.:Catherine, Sarah, Susan & Margaret twins 17 yrs., David 15 yrs., Christian 13 yrs., Martin 11 yrs. William C. Emerick entitled to 3/8th share. (pg.380)

WARD, GEORGE & HANNAH of Darke Co.O. VS widow & heirs of NICHOLAS CREVISTON dec'd. 4 Sept. 1847 Nicholas Creviston owned part SW 1/4 S11 T5 R4 88.77 acres. He died leaving widow Mary entitled to dower & children: Samuel of Hancock Co.Ind., John near Logansport, Ind., William of Koskiosco Co.Ind., David in Ind., Daniel of Grant Co. Ind., child of Jacob dec'd. late of Vincens, Ind., children of Sarah Rarick dec'd. residence unknown, Mary Hoge of Dayton, Elizabeth Cable w/o Martin Cable of Covington, Miami Co.O. & Hannah Ward. Petition for 1/10th share. (pg.382)

DEAM, ADAM vs JONATHAN & JOSEPH HARSHMAN 4 Sept. 1847 Mortgage on 157 acres S36 T2 R8 & 100 acres in S35 given by Adam Deam & wife Mary. Sold at Sheriff's sale to Jonathan Harshman who then sold some to his son Joseph Harshman. (pg.386)

LEMON, DAVID guardian of Franklin Lemon vs Franklin Lemon et al 4 Sept. 1847 Petition to have the 1/8th share of Franklin Lemon sold for his interest due him from his grandfather David Musselman dec'd. David Musselman left widow Susannah who died since filing. Franklin to have 1/8th, Jacob Musselman has 5/8th & Michael Reichard has 2/8th. Land in NE 1/4 S20 T5 R4- 147 acres. Franklin Lemon ca 3 yrs. 10 June 1846.(pg.389)

PRUDDEN, ALFRED vs WILLIAM MARTIN & WILLIAM VANCLEAF 26 Aug. 1847 To collect on mortgages given on lots in Dayton,O. (pg.392)

WHITE, WILLIAM E. assignee of firm of B.P. Hunt & Co.of

Cincinnati vs Joseph S. Sampson, Cornelia Ann Hunt, Emily White Hunt & William P. Hunt. 30 Aug. 1847 Barthalemew P. Hunt & Joseph Sampson in mdse business in Cincinnati and accepted lot in Dayton from Samuel H. Davis & wife Mary B. for debt. B.P.Hunt died 6 Dec. 1840 in New Orleans and Sampson closed business. William White ask for sale to settle debts of Co. B.P. Hunt left widow Cornelia Ann & 2 children Emily White Hunt 11 yrs. Mar. 1846 & William P. Hunt 10 yrs. Dec. next 1846. (pg.394)

GROVE, ALLEY adms. of George Grove dec'd. vs George Umbaugh et al 18 Aug. 1847 Will of George Grove gave all to wife Alley while she lives and then to his sisters or their children. Alley Grove gave mortgage to George Umbaugh. Unable to settle debts and ask for sale of land S35 T2 R7 34 acres. His sisters: 1.Barbara Swanginn? widow in Ind.,2. Dorotha Shoup died prec. George and left children:Samuel, Joel, Elizabeth w/o Warren Munger of Mont. Co. & George Shoup of Laurel, Ind. Other sisters: Elizabeth Moore, Catherine Ritter, Polly Knode, Ely Willyard all of Md. and dec'd. their children unknown. (pg.397)

HATFIELD, GEORGE A. adms. of Daniel W. Kiler vs Christena Kiler et al 25 Aug. 1847 Daniel Kiler owned lot in Dayton and widow Christena wants to sell enough to settle estate. Heirs: widow Christena & 3 children William, Isabell & Emily Eliza Kiler. (pg.401)

LOREE, SAMUEL vs JOHN & WILLIAM KELLAR et al 30 Aug. 1847 John Keller dec'd. owned tract in S3 T2 R5 20 acres and left widow Phebe Kellar, & children: John, Philip, William, Jacob,Frederick & Philbena w/o John Waggoner & Rosina w/o David Lehman. Tract sold to Samuel Loree with 1st payment to be paid at widow's death. Phebe Kellar died ca 18 Dec.1845 and Philip also dec'd. left children: Sarah, William, Rebecca, Andrew Jackson, Martin VanBuren. Jacob & Frederick also dec'd. and heirs unknown, non-residents of this state. Samuel Loree wanted title and mortgage made. Samuel Loree since dec'd. leaving Henry, Samuel, (adms.),Elizabeth, Sarah Ann- minors. Deed made to heirs of Samuel Loree. (pg.408)

ZEDIKER, JACOB E. et al vs DANIEL L. ZEDIKER et al 26 Aug. 1847 To partition land. By will of their grandfather Philip Miller who owned SW 1/4 S22 T2 R8 Wayne twp. tract was to go to the widow Catherine Miller. At her death ca 8 Feb. 1846 to the children of their dau. Elizabeth w/o John Zediker with Elizabeth to have life support. Children of Elizabeth Zediker: Jacob E. of Mont. Co.O., John M. of Madison Co.Ind., Catherine w/o George Platter, Sally w/o John Kinsey of Mont.Co.O., Mary w/o Richard Timmonds of Greene Co.O.& Daniel L. Zediker. Each entitled to 1/7th. Catherine Miller the grandmother had expect funds from the Neff estate in Md. of which she was an heir. (pg.411)

PAXSON, AARON et al vs WILLIAM MASON et al 25 Aug. 1847 Alexander Mason dec'd.of Greene Co.O. owned lot in Dayton.He left widow Mary now w/o Thomas Kelly of Green Co. entitled to dower & children William Mason of Greene Co.O, Elizabeth w/o

Aaron Paxon of Green Co.O., David J., George, Mary Ann -minors, & Lewis Mason. Each entitled to 1/6th. Lewis Mason of Green Co. since dec'd. leaving his interest in lot in Dayton & 80 acres in Jay Co. Ind. to his brother William Mason & sister Elizabeth Paxon. (pg.417)

BROWN, RICHARD et al vs WILLIAM BRUMBAUGH et al 25 Aug. 1847 Petition for partition Heirs of John Paulus dec'd. entitled to 1/7th of NE 1/4 S28 T4 R5 except 10 acres out of SW corner sold. Heirs: Elizabeth w/o William Brumbaugh; Ester dec'd. w/o Abraham Teeter-her children-David, John, Andrew, Daniel, Samuel, Jacob, Abraham Teeter; Henry & Jacob minors; Daniel Paulus; David-dec'd. widow Peggy & children- Hannah, John, Peggy & Mary Paulus all of Ind.; Mary w/o Richard Brown. of Mont. Co.O. (pg.421)

WILHELM, BENJAMIN vs SAMUEL MARTIN et al 24 Aug. 1847 Samuel & wife Sarah mortgaged lot 8 in Vandalia, O. (pg.425)

KERR, JAMES M. et al vs WILLIAM VAN CLEAF et al 31 Aug. 1847 Mortgage on lot in Dayton. Sold to Winthrop Graves. (pg.431)

DAVISON, JOSEPH adms. of Jacob Nace dec'd. vs Jerry Nace et al 31 Aug. 1847 Jane Nace gave mortgage on lot in Dayton to Adms. & later gave mortgage on same to Christian Koener. Jane has since married Jerry Nace. Ask for sale to settle debt. (pg.436)

SHERWOOD, FRANCIS et al vs CATHARINE DODSON, JOSEPH B.H. DODSON et al 20 Sept. 1845 John Dodson dec'd. owned lots in Dayton, NW1/4 S27 T2 R11, part NW 1/4 S30 T2 R7 & frac. of S36, SW 1/4 S28 T6 R4 Clay twp. Petitioners ask for their 1/7th share of estate. John Dodson left widow Catharine entitled to dower & Anna Maria w/o Francis Sherwood, Eleanor w/o Lewis Kemp, Joseph B.H. Dodson, John C. Dodson of Miami Co.O., Margret, Eliza Jane Dodson, Elizabeth w/o William Powell res. unknown. Owned lots in Dayton, collected rent from Hotel called Mansion house on Lot 137 list names of whom rent was collected. Lot of receipts and list of payments made heirs. (pg.439)

NOVEMBER TERM 1847

STATE OF OHIO vs DAVID BOWERSOCK & wife Michal 3 Feb. 1841 Bowersock owned lot in Dayton and was in debt to State. Property sold for debt. (pg.488)

ROHRER, CHRISTIAN vs CHRISTOPHER C. EMRICK 2 May 1842 Christopher Emrick signed notes to Christian Furry, Daniel Lindemuth, & Elizabeth Smith and owed bond as guard. of Henry Treon a minor. Christian Rohrer security and had held mortgage on lots 63 & 64 Emerick owned in Germantown. Ask for sale to settle debts. (pg.498)

BROWN, THOMAS vs DAVID BOWERSOCK et al 9 Feb. 1841 David Bowersock & wife Michal gave mortgage on lot in Dayton. Sold for debt. (pg.502)

REED, JONATHAN adms. of GEORGE C. FOY dec'd. vs Mary Ann,

Rebecca, John R. & Ann Foy 21 Apr. 1843 George C. Foy died before 10 Oct. 1842 and owned W 1/2 SW 1/4 S33 T6 R4 of 80.76 acres also S 1/2 of W 1/2 of NW 1/4 same sec. Adms. ask for sale to settle debts. Heirs: widow Mary Ann & Rebecca, John R., Ann all minors. (pg.510)

COREY, DAVID J. et al Adms. of Elnathan Corey dec'd. ve Charles Haskin, Robert Means 16 Dec. 1847 Charles Haskin in debt to Elnathan Corey (died 1842)and gave mortgage on 198 acres in S3,4,9,10 T1 R6 Harrison twp. Since filing in 1843 Charles Haskin has since died ca 1845 and adms. John Howard. Sold to settle debt. (pg.518)

GREEN, RICHARD & MARY ANN COEN adms. of Simon Coen dec'd. vs Mary, Elizabeth A., Susan A., Thos. J. Coen 18 Nov. 1845 Simon Coen owned lots in Dayton. Ask for sale to settle estate. He left widow Mary Ann, & 3 children Thomas Jefferson 4 yrs., Elizabeth Ann 11 yrs., Susan Augusta 9 yrs. (pg.523)

SUTHERLAND, NANCY R. vs JEFFERSON McCONNELL 11 Nov. 1847 Nancy R. Sutherland married May 1810 to John Sutherland late of Butler Co.O. and lived with him till his death ca 9 Sept. 1834. Henry Brown & John Sutherland held land together of SE 1/4 S25 T4 R5 and Nancy Sutherland ask for dower. McConnell holds title which was sold by partners. (pg.527) Nancy Sutherland also filed against Samuel Puterbaugh on tract in SE 1/4 S17 T2 R6. Land bought by patent to Sutherland & Brown, partnership in business in Dayton & Hamilton O. Partnership disolved in 1812 and assets divided. (pg.529) She filed against Swaynie & Hart on lots in Dayton.(pg.531) Filed against Daniel Peck and others on SE 1/4 S3 T2 R6 -160 acres. (pg.533) Filed against Henry Smith on NE 1/4 S3 T2 R6 (pg.534) She had asked for dower on all property.

SNODGRASS, JOHN & MARY ANN et al vs Joseph McReynolds et al heirs of Robert McReynolds dec'd. 20 Aug. 1846 Robert McReynolds owned 115.86 acres in S23 T2 R7 and left it to widow Frances till her death then equal shares to children. Each 1/12th share. Widow now dec'd. and partition ask for. Heirs: Mary w/o John Snodgrass; Lucinda w/o Michael Dougherty of Mont. Co.; Joseph & John of Mont. Co.O.; Robert of Miami Co.O.; Nancy w/o Ebenezer Frost of Miami Co.O.; James of Mich.; Samuel, res. unknown; Elizabeth w/o Hamilton Roney of Ill.; Rebecca w/o Jacob Fallis of near Goshen, Ind.; Frances w/o ? Humbert of Ind.; Martha w/o ? Strong of Ill. (pg.536)

TREON, PETER vs John Keiser & wife Lydia, William Hipple 12 Sept. 1846 Keiser gave mortgage on lot 115 Miamisburg to Treon & later gave mortgage deed to Hipple. Order of sale for debt. Peter Treon now dec'd. and John & Rachel Treon adms. (pg.541)

STEPHEN, JOHN adms. of ANSELM LITTLE dec'd. vs Peter Little & wife, Juliana w/o Lantelin Stern, Maria w/o? 15 Oct. 1846 Anselm Little dec'd. owned lots in Dayton, lots 29 & 45 Alexanderville, Miami twp., & tract in Allen Co.O. NE 1/4 S14 T6 R2 in Lima Land Dist. He left no widow or children. Heirs brothers & sisters: Peter Little & wife Josephine; Blareus

Little & wife Louisa; Joseph Little & wife Isabella,John Little & wife; & Juliana Stern w/o Lantelin Stern. Petition for partition. (pg.546)

COFFMAN, HANNAH vs CHARLES D. FLINN 14 Dec. 1846 John Coffman held title bond on lot 7 Dayton. He is died 1845 & by will bond is now owned by his widow Hannah. Ask for settlement or sale to satisfy debt. (pg. 550)

HIMES, SAMUEL adms. of MARTIN HIMES dec'd. vs Maria,widow; Elizabeth Jane, Sarah Ann, William, Charles, Eliza & Josephine Himes children all residents of Mont. Co.O. 14 Nov. 1846 Martin Himes owned 2 parcels, W 1/2 S33 T2 R6 of 3.03 acres & tract in Shelby Co. W 1/2 NE 1/4 S35 T2 R7- 80 acres. Ask to sell enough to settle debts. Widow renounces dower in Shelby Co. land for sale in order to keep home in Mont. Co.O. (pg.554)

MEANS, ROBERT vs Amos Stevens & Elizabeth D.his wife, William Westerman, Atlas Stout, David Clark. 5 Mar. 1847 Robert Means owned lot in Dayton with right to 600 cubic ft. water per minute necessary in business of paper making and sold to Stevens & took mortgage. Order of sale to settle debts. (pg.558)

SPOHN, JONATHAN adms. of Jacob Werster dec'd. vs Mary Ann (widow), & unknown heirs of Jacob Werster dec'd. 8 Mar. 1847 Jacob Werster owned lots 223,224,225 in Gunckel Plat,Germantown, Ohio and adms. ask to sell for debts. Jacob Werster from Germany about 11 yrs. ago & to Ohio ca 9 yrs ago. Left widow & unknown heirs, only one known a sister w/o Jacob Helmers of Miss.but unable to find. Dower to be set off. (pg.566)

STEWART, ROBERT vs Wesley A.,Martha, Joseph P. Stewart & George Lentz. 3 Apr. 1847 Robert Stewart guard. of minors and claim they are entitled to 1/8th share of part E 1/2 of S 1/2 of SE 1/4 S28 T5 R5 of which George Lentz holds othe other seven parts. Ask for sale for better interest of minors. (pg.570)

MAST, ABSOLEM vs JOHN LINKS 16 Sept. 1846 Mast was partner with Simon Snider in business of distilling & Snider sold his part to John Sinks. Co. now disolved and Mast ask accounting & correct settlement from Links. (pg.571)

HOOVER, JACOB & wife Elizabeth vs Samuel B. Tressell & wife Barbara 18 Dec. 1847 Elizabeth formerly w/o Jacob Leasure & d/o Joseph Gripe. Elizabeth Gripe married Jacob Leasure 5 June 1827 and he after bought of Jacob Kuns 100 acres in S7 T3 R5. They lived together till 24 Dec. 1828 when he left & never heard of since but believed dead. They had one child Barbara Leasure. She paid off the notes held on tract with what she had inherited from her father Joseph Gripe being NE 1/4 S11 T4 R4 in Jackson twp.She & Jacob Leasure sold 140 acres to John Bowman and money applied to note of Kuns. Elizabeth Gripe Leasure married Jacob Hoover June 1836 & they have 4 children: Samuel, Elizabeth, Catharine & Magdalena. Barbara Leasure lived with them till married July 1846 Samuel B. Tressell. Barbara & Samuel Tressell have began case for ejection. Elizabeth Hoover claims half as

her right as payments she made and dower in remaining half. (pg.581) Records below show deed record of Jacob Lesher.

WEAVER, PETER - Indenture made 4 Mar. 1809 between Peter Weaver of Mont. Co.O. & Jacob Deal of same place. Peter Weaver for $200 from Jacob Deal sold with bldgs. improvments, etc. tract part of S7 T3 R5 from Cincinnati Land Office 13 Oct. 1807 signed by Peter(x) & Elizabetg(x) Weaver. (pg.583)

GRIPE, JOSEPH - Joseph Gripe of Mont. Co.O. deposited in Land Office certificate at Land Office at Cincinnati full payment made for NE 1/4 S11 T4 R4 Patent- James Madison 10 July 1814. (pg.584)

DEAL, JACOB -Indenture 9 Oct. 1819 Jacob Deal of Jefferson twp. Mont. Co.O. & Jacob Kuns of same place. Jacob Deal for $1100. paid by Jacob Kuns all tract of 100 acres part S7 T4 R5 granted to Peter Weaver by U.S. 9 Oct. 1807. Signed Jacob Kuns. (pg.585)

KUNS, JACOB - Indenture 28 Nov. 1826 Jacob Kuns & wife Nancy to Jacob Lesher for $1000. S7 T4 R5 100 acres. Signed Jacob Kuns & Nancy (x) Kuns. (pg.585)

PRILL, ROBERT vs ROBERT R. JOHNSON, CHARLES ANDERSON & wife & David C. Baker 30 Apr. 1847 To collect on judgment. Johnson had interest in lot in Dayton. (pg.589)

ARNOLD, WILLIAM vs Amos Stevens & B.S. Stone 15 May 1847 To collect on judgment. Stevens has no goods but is owed by Stone of Cincinnati, O. (pg.590)

FORSTER, EBENEZER adms. of JOHN ECKHOFF dec'd. vs Elizabeth (widow), & Elizabeth Eckhoff heirs of dec'd. 20 May 1847 John Eckhoff had parcel in E 1/2 SE 1/4 S7 T1 R7 & adjoing in S1 total 1 1/2 acres. Ask for sale to settle debts. Left widow & dau. ca 8 months Elizabeth A. Eckhoff. (pg.591)

ROHRER, CHRISTIAN vs WILLIAM C. EMERICK et al 21 June 1847 Christopher Emerick owned inlot 30 Germantown and had agreement with son-in-law George Denner & his wife Sarah d/o Christopher for sale of lot. George & Sarah Denner gave mortgage on lot to Orator & Christopher C. Emerick.George Denner died 1841 & Christopher Emerick sold all interest to orator. Christopher Emerick died without giving deed. Christopher Emerick heirs: William, C.C., Thomas, Ellen Morningstar, Sarah Denner, Margaret Rohrer w/o orator, heirs of John Emerick dec'd being Leah w/o William Getter, John, Philip, Charles, Aaron, Caroline, Rachel & Elizabeth; also heirs of Catherine Lindemood dec'd. being Catharine, Sarah, Margaret, Susan, David, Christian, Martin Lindemood. (pg.596)

HARKER, WILLIAM J. vs Sarah Harker (widow), Ann Rebecca w/o Chester Clark, Sarah E., Samuel T., James L. Harker 31 July 1847 Orator William J. Harker s/o Samuel T. Harker dec'd.2 Jan.1847. Samuel Harker owned lots in North Dayton and in business of soap & candle making, also raising fruit trees,

vegetables etc. Samuel & wife Sarah Harker gave deed for lots to William Harker and held notes. Samuel now dec'd. & Willaim Harker adms. and ask mortgage be set aside to enable sale of lots to settle estate. Samuel Harker left widow Sarah, orator of age 1842, Ann Rebecca Clark, Sarah, Samuel & James Harker. Land in Mad River twp. frac. S5 T1 R7, lots 7-17 & 25-30(pg.600)

HEITLER, R.R. vs Robert Lehmon & City of Dayton, John G. Stutsman, David A/ Wareham, John Howard, William F. Comly, Steth M. Sullivan, Adam Spiece, Jacob Milambre, Henry Kissinger, Samuel Marshall, David Raymond. 9 Aug. 1847 Orator had judgment on Robert Lehmon. Lehmon hired by Dayton to build bridge over river at 3rd St. To collect wages of Lehmon to settle judgment. (pg.606)

WALKER, MOSES B.& wife Maria vs John Bush Posey of Clinton Co.O. & Jacob Koehne 27 July 1847 To collect debt. Mentions at Wilmington,O. money to be paid Elizabeth Van Schoyck sister of J.B. Posey. Also mentions guard. o Oliver VanSchoyck. pg.607)

GREAT MIAMI TURNPIKE COMPANY vs The Auditor of State. 19 Nov. 1847 List of Creditors, amount allowed, stock subscribed, dividends, bonds, & balance due. Presented to Auditor in accordance with provisions for the relief of creditors of turnpike co. in which the State is a stockholder.(pg.610)

APRIL TERM 1848

TRUSTEES OF ORIGINAL SURVEYED Township 5 R4East 26 April 1848 William Zigler one of trustees ask for voters to meet at school house dist.5 for to vote on selling remaining sec. of school lands. N.E. sec. sold to Jacob Meyer, ask to sell SE,SW,& NW of land in Perry twp. Trustees: David Heeter replaced Zigler, Charles Burkett replaced John King, Joseph Kissell, George W. Frazer. Map of division. (pg.617)

TRUSTEES OF ORIGINAL SURVEYED Township 3 R6 30 Apr. 1848. Trustees ask voters to pass on sale of S16 school lands. Map of division of sec. (pg.619)

ANTONIDES, VINCENT dec'd. heirs: James, Antonides, William McCaully, L.D. Antonides, Dilly Compton, Susan Heritage, Elizabeth M. Antonides, Anna Antonides ask that lots 19-30 be vacated in Bridgeport, Miami lots unsold and owned by dec'd. Cont4sted by other property owners. (pg.622)

VOORHEES, PETER (Mont.Co.) & MAHLON LAREW (Miami Co) vs John Arnold et al 18 Apr. 1848 Peter Voorhees & Thomas Dover bought of John Arnold SW 1/4 S14 T2 Miami Co.O. and platted town of Brant. Thomas Dover died Oct. 1845 and Adms. was Ralph Hart. Thomas Dover left widow Mary & children: Harriet Ann of age, Mary C. 17yrs., Samuel Bert 14, Phebe Helen 7, Sarah Rebecca 6, Elizabeth B. & Fany J. 2yrs.all of Dayton,O. Ask for accounting of lots sold and settlement. (pg.624)

SHOUP, SAMUEL vs William Arnold & William E. Craft 11 Apr.

1847 To settle cost of corn Shoup a store owner in Dayton was to deliver to Cincinnati for shipment to Europe. (pg.654)

PARROTT, WILLIAM vs GEORGE OWEN, Peter Voorhees & Edwin Smith 18 APR. 1848 Mortgage of 97 1/2 acres & 24 acres in lot 3 S2 T1 R7. (pg.660)

PARTRIDGE, ISAAC N. vs JOSEPH GILMORE & wife Rhoda, WILLIAM SCOTT and others 14 Sept. 1846 Mortgage on lot in Dayton,O. (pg.666)

BAKER, JOHN vs John C. Kline et al 25 Aug. 1846 Mortgage on S 1/2 frac. S4 T3 R5 166.35 acres. Ask for sale to settle debt. (pg.672)

ZEARING, JACOB vs George, Lea, Jacob, Mary A. Kemp, Catharine, Elizabeth, Susan, Sarah Zearing, Abia Zellers, Mary, Abia & Newton Zearing. 27 Apr. 1847 George Kemp & wife Lea (Zearing) entitled to 1/8th of part lot 127 & 149 Germantown & part pf S1 T3 R4 126 acres except 1/2 acre for school house & burying ground. Land owned by Philip Zearing now dec'd. & left to his widow Anna Barbara now dec'd. They left 8 heirs: Lea w/o George Kemp, Mary w/o Jacob Kemp, Jacob, Catharine, Elizabeth 18 yrs., Susan & Sarah Jane- minors, and heirs of David Zeariong dec'd. leaving widow Mary & 2 children Abia & Newton Zearing. (pg.675)

SMITH, CHLOE and others vs Amos A. Richards and heirs of Thomas Weakly dec'd. 18 Dec. 1847 Josiah Smith dec'd. left widow Chloe & children: Holland, Aurelius, Juliet w/o Jacob Gussendorf, and annah Smith. Land bought for use of children in S 1/2 inlot 4 Dayton and deed in trust held by Richards & Weakly. Weakly now dec'd. leaving children: Edward J., Mary Ann w/o Herbert Williams, Amanda w/o John G. Hays, children of Margaret Jane w/o Augustus Newell now dec'd. leaving minors Ann S. & Martha W. Newell, Caroline & John W. Weakly minors. To have release of deed. (pg.679)

SWAR, JOHN vs Christian P. Huber, Lewis S. Larose, Lewis V. Larose 28 Aug. 1843 Swar, Huber & Lewis S. Larose partners in merchantile business. Disolved partnership and sold mdse. at auction. Claims Lewis assigned some of claims & notes to his father Lewis V. Larose. Ask for accounting and his share. (pg.681)

SHARTLE, JAMES L. vs JACOB SHARTLE heirs et al 12 Sept. 1845 Petitioner entitled to 1/6th of lots in Dayton & 1/2 of 366 acres S24 & 30 T3 R8 Clark Co.O. Tract in Clark Co. sold to John & Jacob Shartle. John Shartle died ca 1 Apr. 1842 & left widow Sarah and 6 children: James, Nancy w/o Thomas Swaynie, John, William, Sarah M. & George Shartle -last minors. Since filing Jacob Shartle died ca 1846 and left widow Ailiza, children: William Findley, James, Elizabeth w/o John Huntley, Sarah Jane w/o Henry Croft, Isaac(last minor). To have partition of land. (pg.686) Cont'd. Vol.K. pg.1

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APRIL TERM 1848

BAXTER. WILLIAM J. vs Jacob Miller, H.G. Phillips, J..D. Phillips, Dan'l. Becket & J.D. Edgar. 3 Sept. 1847 Judgment obtained. Miller owned lot in Dayton. Order of sale for debt. (pg.8)

KUHNS, SAMUEL vs William Stoneberger 3 Sept. 1847 Mortgage on lot in Dayton for debt. (pg. 11)

STEELE, JOHN et al vs Henry A. Pierson 18 Apr. 1842 John Steele, John & Nancy Thompson, David & Sarah Glass, Isaac & Mary Tate, Theophilus & Jane McPheters, Robert S. Barr, Lloyd & Mary Warfield and children & heirs of Margaret Moore dec'd. names unknown, state that Henry A. Pierson gave notes payable to petitioner for heirs of Samuel Steele heirs. Pierson owned lot 6 frac. S27 T2 R6 9 acres. Ask for sale for debt. (pg.13)

KINSEY, SUSANNAH & MARY vs JACOB KINSEY et al 17 Dec. 1847 to set aside will. John Kinsey of Jefferson twp. father of petitioners dec'd. 1846 & left widow Anna & heirs(15): Jacob of Peru, Miami Co.Ind.; Samuel of St. Joseph, Ind.; Benjamin of Hagerstown, Ind.; David of Mont. Co.O.; Phebe w/o Reginald Butt of Peru, Ind.; Christian of Ft. Wayne, Ind.; Jacob of Ind.; Henry of Preble Co.O.; Elizabeth w/o Jeremiah Armantrout of Peru, Ind.; Daniel& William of Ind., Susan & Mary, petitioners; Sarah of Preble Co.O.& Joel (minor) of Preble Co.O. (pg.16)

REIGAL, SIMON adms. of George Reigal dec'd. vs Heirs of dec'd. 5 Apr. 1848 Land originally to George, Michael & Solomon Reigal. Solomon Reigal interest to George Reigal. George Reigal left heirs brothers & sisters: Simon, Michael & Elizabeth Walton of Mont. Co.O., John Reigal of Miami Co.Ind., Henry Reigal of Carrol Co.Ind., Sarah w/o Sylvester McFarland, , Jacob Reigal dec'd. his heirs William & George minors all of Carrol Co.Ind. & Catherine w/o Enos N. Cope of Mont. Co. Ind. Solomon Reigal of Mon. Co.Ind. To have partition of land amd to sell enough of George Reigal share to settle estate. (pg.18)

VANKIRK, JOHN D. vs HENRY F. PEEPAUGH 18 May 1848 Filed to collect debt. (pg.22)

WORMAN, DAVID vs Margaret, Mathuselah, William, Matilda, Jacob ca 16 yrs.& Martha Jane Worman ca 12 yrs. Petition for partition. 2 MAY 1848 David Worman entitled to 1/7th share of lot in Dayton and part of SE 1/4 S12 T2 R7 except that set off to Joshua Worman. All heirs of Jacob Worman dec'd. Widow Sarah Worman had already received her dower & Joshua s/o Jacob Worman dec'd. had also had his share. (pg.25)

DOWNING, JAMES vs heirs of DAVID HUSTON dec'd. & others. 26 May 1848 David Huston late of Green Co.O. gave by will to Isreal Huston part of lot in Dayton. Petitioner claims mistake in the lot number & and Isreal Huston had sold lot. Ask for release of lot. David Huson left children: Abraham, David, Paul, Luther G., Cornelius W., William P. & Isreal. Isreal Huston since dec'd. leaving widow Elizabeth, Susannah C., Mary E. of age, David B., Jonathan H., Jane E., Harriet, Emily H., Joseph B., Martha C. & Abigal minors. (pg.28) (pg. 42= William Raymond vs David Huston & Israel Huston heirs on said lots 50/255 in Dayton.)

DICKS, WILLIAM B. vs Philip & George Snyder brothers of John Snyder dec'd. et al 26 May 1848 John Snyder died leaving widow Barbary & no children. Barbary Snyder left will giving to Harriet Snyder d/o George Snyder dec'd.(not same George as the brother), and if Harriet Snyder is dec'd. to her brothers & sisters. To determine who is to have residue of estate. John Snyder left 2 brothers: Philip Snyder of Seneca Co.O. & George of Marion Co.Pa. & 2 sisters: Elizabeth Maus of Lancaster Co.Pa.& Mary Zimmerman of Franklin Co.Pa. Brothers & sisters of Harriet and all children of George Snyder dec'd.: Simon Snider of London, Eng., George Snyder s/o George dec'd. of Marshall Co.Ill., John, Frederick, Abraham, Abraham, Andrew J.(minor), Henry, Ann, Sarah Fry(widow), Elizabeth w/o Ephraim K. Shade, Caroline w/o John N.T. Reaver, Catherine w/o John Reaver, Barbara w/o Mathuselah Worman -Mont. Co.O. (pg.31)

RENCH, JOHN vs Stephen M. Moore, Mary Moore, Wm. Dickey 19 May 1848 Stephen Moore & wife Mary gave mortgage on lot in Dayton. Ask for sale for debt. (pg.36)

KELLY, JOHN vs Priscilla Kelly Petition for divorce 10 May 1848 John Kelly states he married Priscilla in Fairfield Co. & has lived in this county more than 10 years & Priscilla has been gone more than three years. He has their 2 children: Hiram 11 yrs., & Levonia 6 yrs. Granted. (pg.37)

ELLET, CAROLINE vs JOHN ELLET Petition for divorce 29 Apr, 1848 Caroline Ellet resident over 10 yrs. and married in fall 1840 and he left 6 months later ca 1 May 1841. Now living in St. Louis, Mo. and has another wife. Granted. (pg.38)

KIMMERLING, FREDERICK exe. of GEORGE HOLTRY vs Mary Hilderbricht. Petition to sell land. 28 Apr. 1848 Land held with Mary Hilderbricht, eldest dau. part SE of SW 1/4 S9 T4 R5 51 acres. Madison twp. Left widow Elizabeth who died 1847. Heirs: 7- 3 sons- 4 dau. Peter, eldest, George, David, daus.

Mary Hilderbricht, Sarah w/o John Holtry, Lydia w/o George Koons, Catherine w/o Frederick Kimmerling. (pg.38)

THATCHER, DAVID exe. of Alexander Biggs vs Mary Janett Huntley et al 20 Apr. 1848 Alexander Biggs died ca 25 Sept. 1846 and left land in Mich. to Joseph Davis & a lot in Lebanon, Warren Co.O. The balance to go to heirs of his six sisters. Adms. wants to settle estate. Heirs of sisters: (1) Margaret Huntley- her children: Mary Janett 14 & Elizabeth 12 with mother in Rush Co.Ind. (2) Elizabeth w/o Isaiah Covault of Miami Co.O. her children: Isaiah Jackson, Isaac, Eliza Jane all of age, Timothy Newton 16, William C. 14, Israel 12, Samuel C. 9, Robert J.6,all of Miami Co.O. (3) Nancy w/o Thomas McCoy of Highland Co.O. 4 children names unknown. (4) Martha w/o Samuel Brelsford her children: Sarah Jane 14, Harrison 12, Caroline 6, William Pierce 2 all of Miami Co.O. (5) Jane Bailey dec'd. children James Madison & Cynthia w/o John Brelsford, of Miami Co.O. (6) Phebe Covault dec'd. children: Sarah Jane, Martha Ann of Highland Co.O., Margaret Ellen 17, Elizabeth Permelia 15, Alexander 12, Lewis 10, all of Miami Co.O. except Martha. (45)

ARNOLD, ALMOND vs Samuel G. Beatly & George W. Bomberger 6 May 1848 Arnold bought tract from James Peabody at Miami Co. on lot in Toledo, Lucas Co. There is a lien on tract and Arnold wants settlement & deed cleared. (pg.48)

TREON, JOHN & RACHEL adms. of Peter Treon vs Michael Dachler & heirs of Peter Treon. 24 May 1848 Peter Treon had agreed to sell lot in Miamisburg to Dachler. To convey deed as agreed. Heirs: Isaac Dessinger, Rebecca Hubler, Francis J. Irwin all of Mont. Co.O., Sarah Smith, Enoch, Peter, George, Jacob Dessinger, Catherine Messer, Jacob, William, Daniel Keisher, Elizabeth Bary, Sarah Keisher, Molly Fisher, Maria Kiatt, Rebecca Davis of Pa.(49)

HUSTON, ELIZABETH guard. of minor heirs of Israel Huston dec'd. vs said heirs- Petition to sell lands. 29 Apr. 1848. Owned tract part N 1/2 S2 T5 R6- 22 acres. Heirs: David B., Jonathan, Jane E., Harriet Emily, Joseph R., Martha C. & Abigail Huston. (pg.50)

HART, RALPH L. vs George C. Davis, David Clark, Godloe Pendise 27 May 1848 David Clark bought lot in Dayton, O. from Ralph Hart and gave mortgage. (pg.51)

CLARK, WILLIAM A. vs WILLIAM H. SMUCKER of Cincinnati, O. 23 May 1848 Clark had bought a lot from Smucker and ask for deed. (pg.54(

THRESHER, EBENEZER vs City of Dayton 17 May 1848 Orator has a lease from the state for part of lot 3 Dayton ca 2 acres with use of sufficient waterfall for 30 yrs. City now wants to fill in the Seely Basin which supplies the water fall for Thresher Saw Mill. (pg.56)

TREON, JOHN vs John Stiver, John Howard, John Folkerth 10 May

1848 Treon has judgment on Howard. To collect debt. (pg. 58)

WAMPLER, JESSE vs Jane W. Porter, Rebecca Porter. Petition for partition. 25 May 1848 John Porter dec'd. owned part SW 1/4 S32 T3 R6- 80.43 acres & part NW 1/4 S6 R2 R6- 50.48 acres. He left widow Rebecca Porter and heirs: John Porter, Mary w/o John M. Porter, Hannah B. w/o David Ecker, Jane W. Porter & Alexander H. Porter. Heirs conveyed one equal share to Robert Stewart. Each to have 1/6th share. Wampler has bought 4 shares. (pg.60)

KILER, DANIEL vs John Shroyer, Elisha Beardsley, Cyrus Hall- School Directors Dist. #11 Van Buren twp. 30 May 1848 Kiler claims David Worman gave lot for school house in 1824, Directors now want a tax levy to build new school house. Land bought of Beardsley & Hall and new brick school house built. Daniel Kiler claims David Worman had agreed to give more ground and also the voters had voted against new school Claim tax not legal. Directors claim the old school was of logs and the new one of brick and better suited. (pg.62) Peter Long vs Directors- also claims tax not passed by voters. (pg.65)

AUGUST TERM 1848

TRUSTEES for the original Township #2 in Madison twp. Butler Co.O. for sale of school section #15, section 15 in T3 R4 German twp. Mont. Co.O. 4 Sept. 1848 32 voters in Madison twp. voted for sale of school land. Map of division for sale pg.74. (pg.72)

HARMAN, HENRY vs William Van Cleaf & Charles Spinning. 22 Sept. 1848 Mortgage on lot in Dayton. Sold for debt. (pg.75)

TOWNER, ERASTUS W. vs Elijah & Eve Reeves et al. 29 Aug. 1848 Bill to foreclose mortgage. Elijah Reeves & wife Eve, John Reeves & wife Catherine had mortgage on lot in Dayton,O. (pg.79)

HOOVER, JACOB & wife Elizabeth vs Samuel B. Tressell & wife Barbara. 22 Sept.1848 Elizabeth Hoover entitled to dower as widow of Jacob Lesher dec'd.& money she had paid on mortgage, balance deeded to Barbara Tressel. (pg.86)

WELBAUM, JACOB, BENJAMIN LONGNECKER & Rebecca his wife vs Elizabeth Welbaum widow et al- Petition for partition. 23 Sept. 1848 Charles Welbaum owned E 1/4 S19 T5 R5 deeded from Charles Welbaum Sr. in Mont. Co.O., also SW 1/4 S15 T7 R4 in Miami Co.O. 65.42 acres. Charles Welbaum dec'd. left widow Elizabeth of Miami Co.O.& 10 children: Jacob, Rebecca w/o Benjamin Longenecker, Mary w/o Adam Bartmas of Miami Co.O., David of Allen Co.Ind., Elizabeth w/o Jacob Zearing of Mont. Co.O., Christian of Allen Co.Ind., Michael of Mont. Co.O., Susannah w/o William Ewing (Emrick)? of Darke Co.O., Catherine Knoll widow of Miami Co.O., & Benjamin Welbaum minor ca 20 yrs. of Mont. Co.O. (pg.91)

LINDENMUTH, THOMAS vs John & Michael Lindenmuth et al 23 Sept. 1848 Petition for Partition. Henry Lindenmuth owned tract part

of W 1/4 S11 T3 R4 - 10 acres also SE 1/4 S11 T3 R4 -3 acres. Thomas Lindenmuth has 1/8th share as s/o Daniel Lindenmuth. He also has shares of John, Jacob, Susan & Catherine heirs of Henry dec'd. entitled to 5 shares. An 1/8th share to Michael & George Lindenmuth, brothers of Henry Lindenmuth dec'd., and 1/8th to heirs of Joseph Lindenmuth dec'd. brother of Henry dec'd. Joseph Lindenmuth heirs- Lewis 13 yrs., Catherine 11 yrs., Lydia 9 yrs., Elizabeth 7 yrs. (pg.94)

HARKER, WILLIAM J. adms. of Samuel T. Harker vs Sarah Harker, widow & heirs. 28 Aug. 1848. Samuel Harker owned many lots in Dayton and adms. ask for sale to settle debts. Heirs: Sarah widow, William J. (petitioner), Anna Rebecca w/o Chester M. Clark, Sarah E., Samuel F. 16 yrs., James L. 11 yrs. (pg.97)

GOTTKE, CASPER adms. of Francis Wienand Otten dec'd. vs Minna Taphorn et al 7 Sept.1848 Minna Taphorn, Henry & Johanna Sommers unknown heirs of dec'd. residing in Germany. F.W. Otten partner with Henry Fanning & Cain in Dayton. Also had real estate in Mercer Co.O. in town of Minster. To sell to settle estate. (pg. 107)

STULTZ, JOHN vs George Sanbaugh, Joseph Wolf & Henry Moelike 14 Sept. 1848 Stultz & Sanbaugh signed lease with John Seybolt, Trustee of S16 T3 R6 Sanbaugh had not paid his share of lease & had also left county & taken personal property of Stultz. Sanbaugh owned part SW 1/4 S31 T3 R6 8.56 acres & sold to Joseph Wolf of Darke Co.O. Ask for debt to be paid. (pg.110)

HUFFMAN, WILLIAM Sr.vs Martin Wehle of La. 5 Sept. 1847 Mortgage on lot in Dayton, O. Ask for sale to satisfy debt. (pg.115)

BIMM, JOSEPH adms. of John Bimm dec'd. vs Isaac, Jacob, & John Bimm et al 8 Sept. 1848 Petition to sell land. John Bimm owned S35 T2 R7 17 acres. He left children: Joseph Bimm, Ann w/o Henry Herman, Elizabeth w/o Christian Herchelrode, John, Isaac, Mary Ann & Ezra (minor) Bimm of Mont.Co.O. & Jacob Bimm of Americus Co.Ind. (pg.115)

HUFFMAN, WILLIAM Sr.vs George W. Bomberger 19 Sept. 1848 Mortgage on 4.18 acres in SW 1/4 S35 T2 R7. Ask for sale for debt. (pg.118)

HURETT, PHILIP dec'd. Heirs vs Jacob Kercher 20 Sept. 1848 Philip Hurett had agreement with Jacob Kercher & wife Margaret for land in S32 R6 and had deed for part NW S25 & part S31 of 19 acres. Ask for correction of deed. Philip Huett children: Philip, Henry, Michael, Simon,Mary w/o Andrew Ressler, Elizabeth Lichty, Catherine w/o Peter Starr, Fanny Luce & Sarah w/o Godfrey Eichelberger. (pg.121)

WILSON, JAMES vs Stephen B. White 22 Sept. 1848 Petitioner exe. of Stephen White Sr. dec'd. claims notes held by Stephen B. White from Stephen White Sr. not legal. Stephen B. White states that his grandfather (testater) was living with Joseph White

father of defendant and gave notes for care. (pg.123)

SCHREIBER, DIETRICK vs Isaac Robertson exe. of John Robertson dec'd. 19 Sept. 1848 John Robertson died Dec. 1832 and had owned tract in German twp. Mont. Co.O. inlots 131,143,144 in Germantown. By will exe.to rent till his son Abram came of age 21 then to sell any part but having benefit of his children in view. Two sons John Wesley and said Abraham when of age to have their portion. Daus. Mary Ann, Phebe, Huldah, Sarah Jane on their marriage to have their share. Abraham died ca 1840 age 19 yrs.& John Wesley died Mar. 1848 minor 20 yrs. both without issue, Mary Ann married 1839 Alexander Gard of Butler Co.O., Phebe married 1844 Joseph Gard of Butler Co.O., Hulda married 1843 George Owen of Preble Co. O., Hulda now dec'd. leaving son John R. Owen, Sarah Jane married 1844 Daniel Lytle. Petitioner has bought shares and ask for deed. (pg.125) John Robertson dec'd. also owned SE & SW 1/4 S12 T3 R4 of 11 acres. Isaac Robertson as one of the exe. sold to John F. Kuns. Isaac Robertson not the only exe. and had no right to sell. Some of the heirs had already sold their interest. (pg.130)

BACON, HENRY dec'd. adms. vs Hiram Munn 20 Sept. 1848 Joseph H. Crane adms. of dec'd. Mortgage on lots in Dayton. (pg.134)

FITZGERALD, FRANCES vs Alonzo Belding & Elizabeth Aims 1 Sept. 1848 To collect on judgment. (pg.137)

BIGLER, JOHN vs George B. Holt adms. of William H. Blodget dec'd. 20 Sept. 1848 Ephraim Lindsley & William Blodget dec'd. ca 1842 formerly partners in printing & publishing newspaper. They were in debt to petitioner for presser, type etc. (pg.137)

HUFFMAN, WILLIAM vs John Miller & wife Barbara 26 Aug. 1848 Mortgage on lots in Dayton. Sold for debt. (pg.139)

CLARK, NELSON, REBECCA LIPP adms. of Jacob Lipp Sr. dec'd. vs Henry Lipp et al heirs of Jacob Lipp dec'd.29 Apr. 1848 Petition to sell land. Owned S 1/3 of E 1/2 S10 T2 R5 & E 2/3 of mid 1/2 - 82 acres. Jacob Lipp Sr. left widow Rebecca & children: Henry & Elizabeth Ann of age, Charles Israel, George Andrew,minors. Peter Treon held mortgage. (pg.141)

HARRIS, WILLIAM vs Jacob Benner et al 26 Aug. 1848 Partition. The Farmers & Mechanics Mfg. Co. of Centerville, Mont. Co.O. owned 61 acres in S32 T2 R6. On Mar.11,1817 Trustees of Co. laid off portion in town lots of Woodbourne. Co. dissolved and unsold lots in possession of Jacob Benner, Francis Diltz, John Harris & John Taylor. All now dec'd. except Jacob Benner. John Taylor left Alexander, Robert & Lewis Taylor, Eliza w/o William Stake of Mont. Co.O., William, James, Vance & John Taylor of Shelby Co.O. Francis Dilts left heirs unknown. Harris left heirs: Laura w/o Reuben Munger, John Harris of Warren Co. Ind., Sarah w/o Festus E. Munger of Mont. Co.O. Perry Harris dec'd. leaving infant Clarissa D. Harris of Licking Co.O., William & Eliza Harris of Mont. Co.O., James P. Harris of Warren Co.O. (pg.152)

STIVER, BENJAMIN adms. of Augustus Shepherd dec'd. vs Rebecca Shepherd et al 26 Aug. 1848 Petition to sell land to settle estate. Owned in German twp. part SE 1/4 S12 T3 R4 1/4 acre of which Henry Weaver held title bond, & parcel S13 T3 R4 beginning NE corner of ground called old Lutheran Church Yard, lot adjoining Germantown. A. Shepherd left widow Rebecca entitled to dower & Isabel Magdalena, Lewis Benjamin & Catharine Augustus Shepherd. (pg.158)

BRENNERS vs BRENNERS 8 Sept. 1848 Petition for partition. Simon Brenner dec'd. owned NW 1/4 S17 T2 R8 also S 1/2 NE 1/4 S12 T2 R8& S24 & part 23 T2 R8 = 88.22 acres part in Greene Co.O. Simon Brenner left widow Elizabeth Brenner entitled to dower & children: Elias Brenner,Mont. Co.O. has 1/9 of his own & 2/9 having shares of Philip Brenner & Nancy w/o Peter Wright, John Brenner of Morgan Co.Ill. 1/9th, Peter Brenner of Morgan Co.Ill. 1/9th, Joseph Brenner of Jay Co.Ind. 1/9th, David Brenner of Shelby Co.O. 1/9th, Elizabeth w/o William Coleman of Linn Co.Iowa 1/9th. (pg.162)

PULSE, SAMUEL & wife Margaret vs Susannah Worley et al heirs of Jacob Worley dec'd. 19 Sept. 1848 Petition for partition. Petitioner claims 1/9th part of S33 T4 R4 pf 50 acres. Heirs: Susannah Worley of age, Margaret w/o Samuel Pulse, Elizabeth 17 yrs., Michael 16 yrs., Diana 14 yrs., Mary Ann 12 yrs., Rebecca 9 yrs., Caroline 7 yrs. Jacob 5 yrs. (pg.166)

STATE OF OHIO vs JOHN STRONG 8 Sept. 1848 Mortgage for debt on 160 acres in SW 1/4 S9 T3 R6. (pg.168)

NEWMAN, ELIZA JANE by friend Catharine Dodson vs Henry Herman et al 26 Aug. 1848. Henry Herman had judgment against David L. Newman husband of Eliza Newman. There had been execution on property which claim is that constable has wheat from property held. Eliza Herman now owner of property not David Newman. (pg. 169)

SHULLER, HENRY exe. of John Saum dec'd. ve Nancy Saum et al 23 Aug. 1848 Petition to give deed for lot 28 Farmersville sold by John Saum before he died. Left widow Nancy & heirs: Elizabeth w/o Joseph Hagleman of Allen Co., Catherine w/o Amos Dalrymple of Miamisburg, Mary Ann (minor) w/o Samuel Butt of Washington twp., Jacob M. Saum, Simon P., John, Rebecca, Andrew, Joseph & Adeline Saum, minors of Farmersville, O. (pg.170)

SCHLANKER, SOLOMON & JOHN R. LIMBERT & wife vs Elizabeth Schlanker widow et al 23 Aug. 1848 Petition for partition. Henry Schlanker dec'd. owned S11 T5 R5 & SW 1/4 same Sec. 198.24 acres also SW 1/4 S34 T3 R4. Left 9 children, 3 grandchildren & widow Elizabeth Schlanker. Children: each 1/10th- Solomon Schlanker, Regina w/o John R. Limbert, Daniel & Hester of Mont. Co.O., Mary w/o Jacob Schmoots of Mont. Co.O., Rebecca w/o John Winter of Wayne Co.Ind., Elizabeth w/o John H. George of Wash. Co. Md., Sarah w/o Daniel Bender of MercerCo.O., Lavina w/o Henry Bello of Miami Co.O., dau. dec'd. before father, married

twice left heirs: Daniel Niswander 20 yrs. of Mercer Co.O., Rebecca 16 yrs. & Simon Renner 14 yrs. of Carroll Co. Ill. (pg.172)

BAKER, SARAH Ex.Parte Petition for further allowance. 7 Sept. 1848 Widow of Christian S. Baker dec'd. died ca 10 Oct. 1846. Left children: Wilson 8 yrs. 8 Mar. 1848, Charles 6 the 26 Jan. 1848, Emily 4 the 23 Aug. 1847, Mariah 3 the 3 Jan. 1848, Christian 1 the 20 Nov. 1847. (pg.180)

BURKET, SUSAN ex parte Petition for further allowance. 22 Sept. 1848 Widow of Martin Burket dec'd. Left 6 children under 15 yrs. (pg.181)

YORKE, JOSHUA, William Woodnutt et al vs Christopher C. Emerich & wife Mary et al 22 Aug. 1848 Petitioners (partners of Hamilton, O.)had judgment against Christopher Emerick & Joseph Lindsley (partners) Claim Emerick bought tract of 1 acre in S18 T2 R5 and had title deed put in his brother William C. Emerick name to hold in trust for Mary w/o Christopher till her death then for his children David 12 on 2nd Feb. 1847, Elizabeth Emerick 16 yrs.the 16 Jan. 1847.(pg.182)

VANTILBURG, SARAH vs Frederick Ridgley 22 Aug. 1848 John Vantilburg died June 1837 and left widow Sarah who claims dower of 84 acres in S 1/2 NE 1/4 S20 T4 R4. (pg. 187)

TORRENCE, GEORGE F. & Lewis Whiteman exe. of General James Findley dec'd. vs Joseph Gilmore, William Scott, Warren Estabrook, Dorson Edwards, Henry Yount, Charles Benner and State of Ohio. 22 Aug. 1848 Mortgage on lots in Dayton, O. Sold for debt. (pg. 189)

MEAD, DANIEL E. & wife Maria vs Jane Demarest, Moses Smith & wife Eliza, Sarah A., Edward K, Louisa B., Laura B., Elina & Matilda M. Demarest. 22 Aug. 1848 Petitioner claims 1/8th share of part of lots in Dayton,O.owned by Isaac Demarest dec'd left widow Jane & Eliza J. w/o Moses Smith of Mason Co. Ky., Sarah A. Demarest of Mont. Co.O., Edward H., Louisa B., Laura B. & Elina, & Matilda M. Demarest infants of Mont. Co.O.co-partners with Maria Mead.(pg.193)

EAKER, WILLIAM & HENRY STODDARD vs Ethan Allen & wife Elizabeth & Thomas J. Smith 22 Aug. 1848 Mortgage on lots in Dayton, O. William Eaker died since last term & exe. named as complainant. (pg.195)

KOEBERLE, CATHARINE vs Jacob Yager 22 Aug. 1848 Catharine Koebeile widow of Jacob Yager dec'd. of Koscioska Co. Ind. filed for her 1/3rd share of part S 1/2 S23 T3 R5 of 50 acres. Jacob Yager, minor of Kosciosko Co. co-owner has 2/3rds. (pg.199)

<u>NOVEMBER TERM 1848</u>

KUHNS, DANIEL, JACOB KUHNS & John Ruse , Henry Hipple, Geo. Daubeney & Nathaniel Wilson, George Patterson, William Hipple,

Gerhart Bookwalter et al vs Henry Hipple et al 4 July 1833 Orators exe. of Jacob Kuns dec'd. Henry Hipple & wife Catharine gave mortgage on S19 T3 R5 of 223 acres except 5 acres sold & some lots in Liberty,O. (pg.203)

ANDERSON, WILLIAM adms.of Butler Co.O. vs William B. Stone, Peter Voorhees, Richard Sears and others- David Stone dec'd. owned 158 acres in SW 1/4 S19 T2 R10 Miami Co.O. William B. Stone as exe. of David Stone dec'd.3 Nov.1839, sold land which was then assigned to William Anderson. To settle claim & David Stone estate. (pg.215)

PATTY, CHARLES vs Dayton Covington Turnpike Road Co. & State of Ohio vs Dayton Covington Turnpike Road Co. 14 Nov. 1848 Turnpike in debt and tolls collected to be divided with creditors. List of claims, amount of stock subscribed to. (pg.237)

HOLLER, JOHN vs William VanCleaf and others. 23 Jan. 1845 Mortgage on lots in Dayton,O. (pg. 250)

KINNEMAN, SAMUEL J.- Heirs vs Adam Milman & unknown heirs of John J.and Richard Kinneman dec'd. Samuel J. Kinneman died ca 1818 & owned NW 1/4 S3 T4 R4 172.79 acres. Last payment after his death and deed made to exe. John J. & Richard Kinneman. Land to his wife & at her death to children: Samuel J.,Washington, Walter (born after father died), Thomas, Elizabeth, Sally w/o Jonathan Neff, Polly w/o Willson Atwood (dec'd. left Rachel & Mary Atwood),Richard & John J. John J. Kinneman dec'd. left John T.,Peggy w/o Michael Sanders, Laura Wilke (widow), William, Thomas, Mary Holmes, Christena Holmes,& Henry Kinneman. Samuel J. Kinneman left widow Nancy who moved shortly after his death to Ind. John T. & Richard Kinneman had sold 73.90 acres to Adam Millman in ca 1820. Lydia w/o Richard & Barbara w/o John T. Kinneman had released dower in tract sold to Millman. (pg.255)

WILSON, JAMES & AARON SUNDERLAND exe. of Peter Sunderland dec'd. vs Nancy, Nathaniel J. et al widow and heirs. Nov. 1848 Nov. 1848 Petition to sell land in Mont. Co. except tract with homestead to settle estate. Peter Sunderland owned lot N part 7 & N part lot 2 = .27 acres in Centerville, O., also tract in Van Wert Co.O. N frac. of NE 1/4 S32 T3 S of R1- 71.52 acres, & NW frac. of NW 1/4 S32 T3 S of R1 129.34 acres, also N 1/2 SE 1.4 S28 T3 S of R1 80 acres, also tract in Allen Co.Ind. E 1/2 of NW 1/4 S23 T31 R12= 80 acres. Left widow Nancy, Nathaniel, Bathsheba w/o John P. Beck, Mary w/o John Blodget, Rebecca, John, Peter & Aaron Sunderland. (pg.260)

BOMBERGER, GEORGE W. adms. of George Shartle dec'd. vs Henry Dengler & James Perrine. Nov. 1848 Bomberger has judgment against Shartle who owns lot in Dayton,O. To be sold for debt. (pg.266)

SWAIN, CHARLES G. & NATHANIEL HART survivors of Isaac Demarest dec'd.vs Simon Snyder & John M. Ennis. Nov. 1848 Mortgage on

lot in Dayton, O. (pg.268)

HALL, BENJAMIN vs Adam Millman et al Nov. 1848 For sale of lots 2 & 12 in Liberty to satisfy judgment. (pg.2720

LAMME, CATHARINE vs Elizabeth Penny et al. Nov. 22, 1848 Petition for partition Petitioner claims 1/7th share of lot 991 in revised plat of Dayton,O. Co-tenants-Elizabeth w/o James Penny, of Mont. Co.O., Henry & James Ridgley of Huntington Co.Ind., Samuel Ridgley, Sarah w/o George Cruisen, Martha Vananda dec'd. heirs, residence unknown. (pg.272)

KRIDER, JACOB guard.of defendants vs Tobias, Daniel, George, Leah, Elizabeth & Barbara Gripe. Petition to sell land. Nov. 1848. Guard. wants sale for use of defendants heirs of Amy Gripe dec'd.of Mont. Co.O. Share is 6/7th of 1/12 of NW 1/4 S35 T6 R4 of 170 acres. (pg.276)

COST, PETER & wife MARY vs Daniel M. Reasor, Eli Noffsinger, Jefferson Patterson & Jacob Reasor. 13 Dec. 1848 Mary Cost formerly Mary Irwin. Mortgage on tract in S12 T3 R5 of 133 1/2 acres. (pg.278)

HAGAR, HIRIAM, HEZEKIAH C., JAMES W. of Mont. Co.O., Hannah w/o Isaac Hostetter, Samuel David & Elizabeth C.of Darke Co.O. vs David H. 20 yrs.,Henry 18,Elizabeth Ann 16,Isaac W.14,Emanuel 12 & Mary Ann Miller 10 yrs. Petition for partition. 14 Nov. 1848. Michael Hagar dec'd. of Mont. Co.O. owned SW 1/4 S7 T1 R7 & also 81 acres in W 1/2 of west side of SE 1/2 S7 adjoining other tract. Left 7 children named as petitioners & dau. Confort w/o Daniel Miller dec'd. since her father & left defendents named. (pg.280)

DELAUTER, EZRA adms. of Enos Wilson dec'd. vs Elizabeth (widow), Maria, Sarah, Daniel, Anna, Enos, Elizabeth, Catharine Wilson 11 May 1848 Enos Wilson owned 2 tracts in Jackson twp. Mont. Co.O. par SW & SE 1/4 S7 T4 R4 of 120 acres. Left widow & children all minors. To have dower set off & land sold to settle estate. (pg.285)

HUFFMAN, WILLIAM vs Adam Bloom 8 Sept. 1845 Mortgage on lot in Dayton,O. Order of sale for debt. (pg.288)

SUMAN, WILLIAM vs Elizabeth w/o John Shroyer, Mary Brandenburg, William, Beniah 14yrs, (Mary) Anna 10yrs., Catharine 16yrs Van Cleve heirs of Eleanor Van Cleve dec'd., Mary Ann Van Cleve heir of Hannah Van Cleve dec'd., Ann Suman, Catharine w/o & Isaac Shank, & Isaac Suman. 24 May 1848 Petitioner claims 2/9th share of 160 acres in NE 1/4 S31 T2 R7 other heirs each 1/9th. (pg.289)

VINTREE, MARY adms. of Francis A. Vintree dec'd. vs Elizabeth Catharine, Benjamin Franklin, Lavina, & Ellen Eliza Vintree. 24 April 1848 To have dower set off to widow Mary Vintree and balance sold for debts. Defendants children of dec'd. (pg.291)

HIDY, JOEL og Kosciosko Co.Ind. guard. vs Joseph & David Markey 20 Mar. 1848 Hidy guard. of Joseph & David Marky infants and heirs of Catharine Markey dec'd/ former w/o H.G. Markey.Entitled to land in Mont.Co. part SW 1/4 S34 T4 R4 ca 154 acres. To sell in interest of heirs. (pg.293)

LOWE, PETER O. vs Adam Passter & wife Abbahna of Hamilton Co.O.& Jacob Zeller 13 Dec. 1848 Lowe sold lots ca 2 acres in S28 T2 R6 to Passter who gave mortgage. Passter sold same to Jacob Zeller. Sale to settle debts. (pg.295)

EMERICK, MICHAEL, PETER BUZZARD & wife Elizabeth vs Henry William & Louisa Emerick 19 Apr. 1848 Petition for partition Henry Emerick dec'd. June 1847 owned estate in German twp. part of SE 1/4 S9 T3 R4 106.27 acres. Left no widow & heirs: Michael Emerick to have 5 of 9 shares, those Anna Maria Emerick, Catherine w/o Christian Dechant, Sarah w/o Henry Kindig & Margaret w/o Jacob Penrod, Elizabeth w/o Peter Buzzard has 2 shares (inc. share of Christina w/o Eli Kindig), Henry William & Louisa Emerick each 1/9th share. (pg.296)

GREEN, LUCINDA K. vs John W. Green- Petition for dower. 19 Feb. 1848 About 9 July 1840 married John W. Green of Mont. Co.O. & lived with him till his death ca 31 March 1842. He owned lot in Dayton,O. Left wiodw & child John W. Green a minor.(pg.299)

STEPHEN, JOSEPH vs Henry Douglas, James Perrine & David Clark 22 Mar. 1848 Judgment ask for sale of lot in Dayton to settle debt. (pg.300)

BROADWELL, SIMON J. vs Gustavus & Haynes & wife Martha E. 9 Mar. 1848 Mortgage on Dayton lot for debt. (pg.301)

REIGAL, MICHAEL vs Jacob Gebhart & wife Regina Gebhart, Solomon & Simon Reigal. 16 Oct. 1848 Mortgage on S9 T2 R5 25 acres. (pg.303)

WALKER, M.B.adms. of Solomon Boyer dec'd. vs Solomon Boyer, George & Mary Bose, David & Catharine Stutsman, Joseph & Susan Ecton 15 Mar. 1848 Petition to sell to setle estate. Owned lot in Dayton,O. Left widow now dec'd. & heirs: Solomon Boyer, Mary w/o George Bose, Catherine w/o David Stutsman, Susan w/o Joseph Ecton of Mont. Co.O., Cyrus Boyer of Darke Co.O., Margaret w/o Nathaniel Kemp, Joshua Boyer of Ind., Hiram Boyer dec'd. or in Mexico, Elizabeth w/o John Kepler & Benjamin Boyer of Md. (pg.304)

LOREE, HENRY vs J.H. Fry 7 Aug. 1848 To collect on judgment. (pg.305)

SEWARD, DAVID G. vs Ralph S. Hart adms. of Thomas Dover dec'd. 20 Nov. 1848 David Seward bid for lot 31 Brant & 6 acres in Miami Co. for William E. Tredway. Tredway since dec'd. and ask that sale be set aside. (pg.307)

DAVIS, GEORGE C., Goodloe Pendry & Robert Leaman vs Luke Lavender, James W. Tamplin & John W. Carey 16 Sept. 1848 To collect debt from judgment. (pg.308)

HAGAR, HIRIM vs Hezakiah Hagar, Isaac Hostetter adms. of Susan Hagar dec'd. 25 Aug. 1848 To determine if claim of Hiram against estate of Susan Hagar is true. (pg.309)

HOUSER, ABRAHAM & wife Susannah vs Peter, Henry, Jacob, Abram Boomershine, George Miller & wife Caroline, John Warner & wife Catharine, Eliza, Christiana Boomershine & Oty Wysong. 6 July 1848 Petition for partition. Oty Wysong & Abram Boomershine of Mont. Co.O.& Peter Boomershine of St. Joseph Ind., Jacob Boomershine of Preble Co.O., Henry Boomershine,& heirs of John Boomershine dec'd.being: Caroline w/o George Miller, Catharine w/o John Warner, Eliza 15 yrs., & Christiana 13 yrs. of Darke Co.O. Co-tenants each 1/7th part of NW S3 T3 R4- 150 acres. Oty Wysong 1/7th by purchase of Christiana d/o Henry dec'd. married to Henry Houser.(pg310)

JONES, JOHN D. & CALEB vs John Bess. John Bess has lot in Dayton with mortgage & also in debt to Petitioners. Ask for settlement of debt. (pg.312)

APRIL TERM 1849

YEAZEL, ELIJAH & SUSANNA adms. of Christian Yeazel dec'd. vs Henry Yeazel and all heirs. 10 Oct. 1839 Petition to sell land. Christian Yeazel owned part frac. S30 T1 R6 og 254.56 acres except 16.98 sold & also frac. S22 T1 R6 of 122.80 acres. Left widow Susannah & 11 children: Elijah Yeazel, Henry of Ind., John, Squire, Catharine widow of Caleb Wilcox, Seymour, Mary w/o James Dodds,Hannah w/o John M. Dodds, Elizabeth w/o Jacob Leshure, Susan w/o George Rhinebarger, Ann widow of William R. Howell all of Mont. Co.O. (pg.315)

BRIGAR, JONATHAN M. & Lewis N.BYRAN adms. of Reuben Burd of Jay Co.Ind. dec'd. Petition to sell to pay debts. Apr. 1849 Owned tract in SW 1/4 S6 T6 R4 at lot 1 in Schenkville of 68 rods. Left widow Caroline, & minors Sarah Jane & Martha Burd of Jay Co.Ind. (pg.318)

ROOT, JOHN & JOEL ROOT by Asa Jones their guard. vs Jacob, Sarah, Susan, Barbara & Fanny Arnold. Petition for partition. 8 May 1848 John Arnold dec'd. owned West part NE 1/4 S1 T5 R4 of 103 acres all of 1/4 except 53.06 sold to Christian Arnold in 1816. Left widow Barbara Arnold & children: Jacob, Sarah, Susan, Barbara, Fanny, Joseph. Samuel, Margaret, Anna, Henry, Noah, Moses, Aaron, Catharine w/o Jacob Root, Elizabeth w/o Eli Smith of St. Joseph, Ind. each 1/16th, Mary w/o Samuel Root dec'd. left 3 children,oldest in Ind., John & Joel Root of Darke Co.O. each 1/48th share.(pg.321)

NEWKIRK, GARRETT & others vs Benjamin Wilhelm & wife Sarah 3 June 1843 Mortgage on lot in Vandalia and ask for sale to settle debt. (pg. 324)

GREER, JAMES adms. of Gilbert M. Foster vs Cleopatra Foster 3 Mar. 1841 Petition to sell lands. Lot 59 in Dayton has mortgage and sale necessary to settle debts. Cleopatra Foster d/o Gilbert M. Foster dec'd. (pg.328)

McPHERSON, SAMUEL guard. of Susan Y. Oblinger 15 yrs.vs Susan T. Oblinger. Petition to sell lands. 9 Apr. 1847 Owned NE 1/4 Sec. of 22 acres in Dayton in Oblinger plat. Sale of her share necessary to pay for Susan Oblinger who was sent to a Seminary & money needed for her keep. (pg.331)

WILHELM, BENJAMIN vs Daniel & Elizabeth Hain 3 Sept. 1847 Mortgage on lot 10 in Vandalia. (pg. 334)

COVAULT, TIMOTHY N., WILLIAM F., ISRAEL H.,SAMUEL E.,ROBERT J. by their guard. Isaac Dukemineer vs Isaac Covault et al 23 Nov. 1847 Petition for partition. Alexander Beggs left estate to his sisters. Petitioners heirs of Elizabeth Covault and entitled to 1.26th part of NE 1/4 S16 T2 R5 162 acres. They with J.J., Isaac & Eliza J. Covault heirs of Elizabeth Covault sister of Alexander Biggs. Other sisters: Nancy McCoy-=dec'd. children: Llewellen, James, Elizabeth & Eleanor McCoy guard. Thomas McCoy. Martha Brelsford dec'd. children: Sarah J., Caroline, William, Harrison Brelsford. Margaret Huntley dec'd. children: Mary & Elizabeth Huntley, Phebe Covault dec'd. children: Sarah J., Martha A., Margaret E., Elizabeth, Alexander, Lewis Covault, Jane Bailey dec'd. children: Madison Bailey, Lucinda w/o John Brelsford. (pg.335)

WHITE, JOSEPH, GEORGE GIBSON & wife Anna vs James Wilson, Stephen, Jane & Thomas White, Joseph & Mary Ann Stevens, Stephen Nutt & Joseph Nathan. 17 Feb. 1848 Ask for will to be set aside. By will left to his dau. Ann Gibson's children & 3 other grandchildren. Stephen White Sr. left children: Joseph, James & Thomas S. White & Ann w/o George Gibson of Ind. & grandchildren Hannah Nutt dec'd. d/o Ann Gibson; Mary Ann w/o Elias Vandeveer, Elizabeth & Hannah Miller children of Jane Miller dec'd.;James Andrews s/o Hannah Andrews dec'd.;Stephen White, Jane w/o William Stevens,children of James White. (pg.337)

BARNEY, ELIAM E. vs Joseph Gilmore & wife Rhoda and others. 3 May 1848 Mortgage on lots in Dayton. Order of sale. (pg.339)

PRUGH, JOHN vs Caleb Nutt & wife Ireane 15 May 1848 Mortgage on W 1/2 lot 14 Centerville, O. Order of sale. (pg.342)

SMITH, THOMAS J. vs Zadock Goodwin 26 ay 1848 Mortgage on lot in Dayton. Goodwin not a resident of this state. Order of sale. (pg.344) vs George Werts. 26 May 1848 Mortgage on lot in Dayton, O. Order of sale. (pg.345) vs. Philip Rodgers & wife Phebe Ann. 26 May 1848 Mortgage on lot in Dayton. Order of sale. (pg.346) vs Uriah Izor & wife Ellen Jane who has now left the state mortgage on lot in Dayton,O. Order of sale. (pg.347) vs John Karger & wife Eliza now left the state. Mortgage on lot in Dayton. O. Order of sale. (pg.349)

SHERWOOD, FRANCIS & wife ANNA Maria vs JOHN BESS & wife Magdalena. 26 May 1848 Mortgage. Order of sale. Lot W 1/2 of 14 part of share of Anna Maria Sherwood set off as heir of John Dodson dec'd. (pg.351)

CHAMBERS, Richard & J. D. vs Charles George & Samuel McPherson 26 May 1848 Judgment Charles owns lot in McPherson town and ask for sale to settle debt. (pg.354)

WRIGHT, AARON exe. of Henry Small dec'd. vs Kesiah Small, Henry, Robert, Kesiah, Rebecca Jane, Frances A. & Elwood Small. Petition to sell land. 29 Aug. 1848 Henry Small owned tract E 1/2 of SW 1/4 S19 T5 R4 104.64 acres patented to Henry Small & John Ware & conveyed to him by John Ware & wife Margaret. Left widow Kesiah and children: Henry, Robert, Kesiah, Rebecca Jane, Frances A. Small all minors & Elwood Small an adult. (pg.355)

KEPLAR, ANTHONY vs William Gaby heirs of Jacob Sommers, Lothan Eisen & George Black 31 Aug. 1848 Mortgage on lot 7 in town of McPherson. Sommers recently died in Mexico & left estate to Sebastian Busche & Ambrose Reginald of Mont. Co.O. Order of sale. (pg.357)

REASOR, JACOB VS heirs of ANDREW McCALLA dec'd. 11 SEPT. 1848 Reasor owns 195 acres S21 T2 R6 from estate of David Z. Pierce & other heirs of Joseph Pierce & Andrew McCalla & wife Martha both now dec'd. of Fayette Co.Ky. Andrew McCalla died Nov. 1832 & wife Margaret the same year. They left children John M.of Wash. D.C., William residence unknown, & Maria w/o ? Clark, residence unknown. To have clear deed. (pg.360)

REEVES, JOHN of Cincinnati vs Reuben Merriweather of Clinton Co. Judgment Reeves a partner in business of trade. Filed to collect debt. (pg.361)

BUZZARD, PETER & wife Elizabeth be Michael Emrich & eleven others 14 Sept. 1848 Henry Emrick died in June 1847 and owned tract in Germantownship part of W 1/2 S22 T3 S478.90 acres also another tract in N side of SE 1/4 S10 T3 R4 92.25 acres from the heirs of Michael Emrich dec'd. Henry Emrich died without widow and leaving 9 children heirs: Elizabeth w/o Peter Bussard, Christina w/o Eli Kindig, Catharine w/o Christian Dechant, Margaret w/o Jacob Penrod, Sarah w/o Henry Kindig, Michael Emrick, Anna Maria Emrick, Henry William Emrick, Louisa Emrick, minor. Petition for partition. (pg.364)

BROSSMAN, JACOB adms. of Ephraim Zerbe vs unknown heirs of dec'd. & John Fudge. 5 Sept. 1848 Petition to sell land to pay debts. Owned lot in Dayton,O. pg.366)

POWELL, ENOCH R. & wife Eleanor vs Joseph John, Rebecca Clark and 32 others Petition for partition. 16 Sept. 1848 David John dec'd. ca 35 yrs. ago since leaving widow Eleanor who died June 1849. Owned 50 acres E 1/2 NE 1/4 S21 T4 R5 & 8 acres in W 1/2 NW 1/4 S22. Eleanor Powell ask for 1/12th share. Children and

heirs of David John: 1. Rachel w/o Samuel Bowen of Green Co.O. 2. David P. died ca 1819 without issue. 3. Jacob of Darke Co.O. 4. Rebecca w/o Andrew Clarkson dec'd. Rebecca of Mont. Co.O. 1/12; 5. Joseph R. of Miami Co.O. 1/12th, 6. Powell of Cass Co.Ind.;7. Bowen W. of Carroll Co.Ind.; 8. Mary w/o Absolom Mast died ca 1845 leaving: Harriet w/o Simon Snider, Elizabeth w/o Thomas Woodhouse, Cyntha Ann w/o ? Pickering of Miami Co.O., Johnson P., Wesley Mast, Asher ca 18 yrs., David 16 yrs., Mary Jane 14 yrs., Arrabella 11 or 12- 1/12th share 9. Samuel P. dec'd. ca 1846 of Clinton Co. Ind. left widow Sarah John & children: Sarah ca 20 yrs., Mary Jane 18 yrs. Treon ca 16 yrs., Miranda 10 yrs., Rachel 8 yrs., ? 1/12th share 10. Ann John w/o David Williamson of Carroll Co.Ind. 1/12th, 11. Daniel S. dec'd. ca 1845 left widow Susan and children: Washington B. ca 16 yrs., Martha Mary ca 14, Semarima ca 12, Frances Maria ca 10, Franklin ca 8, Wesly M. 5 all of Mont. Co.O., 1/12th, 12. Sarah w/o Jacob Romenser of Mont. Co.O. 1/12th, Eleanor w/o Enoch R. Powell she to have 1/12th & he Enoch has 3/12th. (pg.367)

KINSEY, ANNA (widow), DAVID H., & Jacob vs Samuel, Benjamin, Christian, John, Daniel , William, Joel & Henry Kinsey, Reginald Butt & wife Phebe & John Greybill exe. of John Kinsey dec'd. Petition for Partition. 7 Sept. 1848 John Kinsey dec'd. left widow Anna, children: Elizabeth w/o Jeremiah Armantrout of Miami Co.O., Susan, Mary Ann of Mont. Co.O., Sarah w/o ? Sharp of Miami Co.O., Jacob of Peru, Miami Co.Ind., Samuel of Goshen, Elkhart Co.Ind., Benjamin of Hagerstown,Wayne Co. Christian of Noble Co.Ind., John of Huntingdon Co.Ind., Henry of Preble Co.O.,William of Kosciusko Co.Ind., Joel of Preble Co.O.,Daniel & David of Kosciusko Co.Ind., Phebe w/o Reginal Butt of Miami Co.O. Owned 158 acres part SE 1/4 S1 T3 R5 & lot 325,326 Dayton, land in Ind. W 1/2 SW 1/4 S18 T34 S of R6 in Dist. LaPorte 110.23 acres also W 1/2 NW 1/4 S19 T34 R6 and 109.89 acres in NW 1/2 SE 1.4 S32 T33 R10 Ft. Wayne,Ind. & NE 1/4 SE S31 T33 N of R10 The land in Ind. deeded to Daniel, William & Christian. Other heirs to have 1/12th share of other real estate. (pg.370)

WILHELM, BENJAMIN adms. of Shadrock Green dec'd. vs Ann & Benjamin Green. 26 Sept. 1848 Green owned lot 37 Vandalia subject to mortgage. Ask for sale to settle estate. Left widow Ann & son Benjamin Green. (pg.375)

SHUEY, JACOB & Richard Taylor vs John R. & George Owen. 28 Sept. 1848 John Robertson dec'd. owned S 13 T3 R4 & part S12 who left 6 devises, 2 dec'd. as minors being Abram & John Wesley Robertson. Jacob Shuey has 1/4 & Taylor has 2/4th, and 1/4th to John R. Owen s/o Hulda who was d/o John Robertson. Married to George Owen of Preble Co.O. (pg.376) Richard Taylor, Alexander V. Gard & wife Mary Ann of Mont. Co.O. & Joseph Gard & wife Phebe of Butler Co.O. vs George & John R. Owen. Petition for partition of S12 Germantownship. Heirs of John Robertson dec'd. Abram & John Wesley dec'd., Mary Ann & Phebe, Hulda dec'd.& Sarah Jane whose share Richard Taylor has purchased. (pg.378)

HUTCHINGS, SAMUEL guard of Martha J. Parks vs M.J. Parks Petition to sell lands. 1 Oct. 1848 Appointed guard.in

Delaware Co. Ind. Martha J. Parks has 1/9rh part of 1/4 sec. on Wild Cat River in Tipp. Co. Ind. distant from her residence in New Purlington. Also tract of 2 acres in Mont.Co. in frac. S28 T2 R6. (pg.379)

NEGLEY, JOHN C. adms. of Roberson Brooks dec'd. to declare estate insolvent. 10 Mar. 1849 He left widow Elizabeth and 9 children. (pg.381)

FURRY, MARTIN guard. of Solomon, James, Cephas, Elijah & Frederick Wyrick minors and heirs of John Wyrick Jr. dec'd. vs Solomon, James, Cephas, Eliza & Frederick Wyrich minor heirs. To collect share of sale of real estate E 1/2 N 1/4 S31 T5 R4- 80 acres. (pg.381)

SHANK, JOSEPH W. & wife Maria vs Sarah (widow), Levi,Jabez minor 20 yrs. Jan. 1847 & John Brener 18 yrs.&Jacob age 13 yrs. Petition for partition 19 Dec. 1848 Petitioner claims 1/5th share of tract in Germantownship NW 1/4 S5 T5 R2& R5 160 acres also tract part SE 1/4 S16 T3 R4 60.80 acres owned by John Brener dec'd. (pg.381)

SHUEY, LEWIS & WIFE CATHARINE, Christian G. Espich & wife Elizabeth vs Henry & Jacob Gunckel exe. of Philip Gunckel and others. 18 July 1848 Philip Gunckel Sr. died May 1848 and owned lot 16,107 & 1/2 interest in German Reformed (St. Johns) in Germantown,O. also lot 1 in Marion, Grant Co. Ind. Left estate to sons & daus. To determine validity of will. Left heirs: 1. PHILIP & wife Mary Elizabeth & their children, William F. of Butler Co.O., Catherine w/o Andrew Emrick of Preble Co.O., Albert, Mary Ann w/o Henry Duckwald, Elizabeth w/o William A. Shuey, Philip W., Charles, Margaret Jane, Ellen, Louisa, & infant unnamed last all minors. 2. CATHERINE w/o Lewis Shuey. 3. Elizabeth w/o Christian G. Espich- their children- Orange R. of Mont.Co.O., Catharine Elizabeth w/o James R. Lowder of Butler Co.O. 4. MICHAEL & wife Barbara- their children-George W., Henry S., Michael S., Lewis B., Elizabeth w/o Daniel J. Rowe, Catherine w/o Edward Weakly of Clark Co.O. 5. JACOB, 6. DANIEL, 7. SARAH w/o Jacob Wesco of Grant Co.Ind. their children- Henry & Daniel Zellers, Catharine w/o Samuel Blimm of Grant Co.Ind., Jacob Zeller of Preble Co.O., Adam Zeller of Mont. Co.O. 8.JOHN P. dec'd. his children- John of Bluntsville, Ind., David, Philip, Jacob, Aaron of Wayne Co.Ind., Catharine w/o George Pierce, Mary w/o John Vinsonhaler of Bluntsville, Ind., Margaret w/o Thomas Mayhard of Butler Co.O., Sarah w/o William Manfield of Butler Co.O., Mahalla w/o Willima Thompson & Elizabeth Ann w/o Milton Henton both of Cincinnati,O. Will left 1/7th share to children & their heirs except Catherine w/o Lewis Shuey. (pg.384)

AUGUST TERM 1849

MAGREW, MATHEW for use of Cincinnati, Urbana & Sandusky Stage Co. vs James R. Bacon, Joseph H. Crane adms. of Henry & Maria Bacon. Aug. 1849 Mathew Magrew of Champaigne Co.O. James H. Bacon in debt to Stage Co. & petitioner ask for debt from estate

of his father. Henry Bacon dec'd. left widow Maria, James R., George, Eliza of Mont. co., Jane w/o Thomas J.Smith & Susan w/o Ralph Hart of Miami Co.Eliza now married to David Gibbs. (pg.399)

ANDERSON, JOHN vs Morris Seely, Timothy Squire & John Howard. 26 Nov. 1845 Debt on judgment. (pg.404)

HART, RALPH S. adms. of Thomas Dover dec'd. vs Absalom Jackson & wife Hariet Ann, Mary C. Dover of age & Samuel B. Phebe L., Elizabeth B., Fanny G., Sarah R. Dover, minors & Mary S. Dover widow of Thomas Dover dec'd., Mahlan Larew & D.C. Baker. Petition to sell land. 8 May 1846 Owned 129 acres in SE 1/4 S27 T2 R8 & lots in Dayton, also 1/2 interest in lots in Brant in Miami Co.O. Thomas Dover dec'd. left widow Mary C. Dover, and dau. Harriett Ann since married to Absalom Jackson, Mary C. of age, & Samuel B., Phebe H., Elizabeth B., Fanny G. & Sarah R. Dover, minors. (pg.405)

PROTZMAN, HENRY vs William Baggott,Joseph Kennedy, Henry Smith. 6 Feb. 1847 Protzman owns 213 acres in W 1/2 S15 T2 R6 & Mont. & Miami Co. Turnpike passes & Directors have removed stone & gravel for repairs without authority. (pg.421)

WINTERS, VALENTINE & FredericK Gebhart vs David Bosersock. 30 Apr. 1847 Mortgage on lot in Dayton for debt. Order of sale. (pg.423)

WILSON, JOHN vs John Macracon 3 Sept. 1847 Partners in business of editing and publishing the Dayton Transcript, weekly newspaper in Dayton,O. Wilson sold his share to Macracon and says money is still due. (pg.426)

ESTABROOK, WARREN vs Mary Bricker, Arsenita Parsons, Hannah Baker, Levi Thomas, Sarah Fairlaw, Nancy Thomas, Micajah Thomas of Mont. Co.O., Priscilla Haskin & Hugh Martin Thomas. 15 Feb. 1848. In May 1838 William Thomas Jr. now dec'd. owned lot 1 & 2 east of Main St. & S. of Main Cross St. in Phillipsburg,O. & in debt to petitioner & with wife Mary gave nortgage. Mary Thomas now married to John Bricker and other defendents heirs of William Thomas Jr. dec'd. Prescilla, Sarah, & Hugh Martin Thomas not residents of Ohio, Sold to Estabrook as highest bidder. (pg.429)

REEDER, HENRY W. vs Heirs of William Reeder Sr. 4 May 1848. William Reeder Sr. died ca 1 July 1846 and owned N 1/2 of NW 1/4 S18 T3 R5 also N 1/2 of W 1/2 of NE 1/4 same sec. except 11 acres sold. He left widow Elizabeth Reeder to have dower & children: 1.Phebe Mills, 2. Rebecca w/o John Waltz formerly w/o Albert Opdyke & her children: Hannah w/o James Rice, Catherine w/o Jeremiah Burns, Francis & William Opdyke & Madison Waltz last 3 minors, 3.Rachel Walts of Ind., 4. Matilda w/o Bloomfield Ramsey of Mont. Co.O.,5.Elizabeth Champain dec'd. her children: William, Elizabeth, James, Lucinda, minors of Miami Co.O. 6.Daniel Reeder in trust for his children: Sarah Elizabeth w/o Silas Jacks, Matilda J. Reeder, Pamelia w/o Symmes Schenck,

William & John non-residents of this state. 7. Henry W.,8. Levi, 9. Simeon R.of Greene Co.O., 10. Penina, 11. Rosanna w/o John Sears & 12. Lucinda w/o Daniel Stielar of Miami Co.O. (pg.431)

STODDARD, HENRY vs Jeremiah Nace & wife Jane, George A. Hatfield & Christian Kiler. 19 Sept. 1848 Mortgage on lot in Dayton,O. Order of sale. (pg.437)

HERMAN, HENRY vs Frederick Moyer & wife Martina & John Reedy 20 Sept. 1848. Mortgage on lots in Dayton,O. Order of sale. (pg.442)

FAIR, FRANCIS A. adms. of Charles Byram Broadwell dec'd. vs Joseph Plunkett & wife Mary, George Joselyn * wife Anna B. & others. 27 Oct. 1848 Petition to sell land. Owned E 1.2 lot 10 in Broadwell plat from will of Simon Broadwell dec'd. No heirs only uncles & aunts. Heirs: Mary S. w/o Joseph Plunkett d/o Silas Broadwell dec'd. of Auglaize Co.O., Ann B. w/o George Joselyn & d/o Silas Broadwell dec'd.,& Josiah S., Simon J., Amy H., Susan & Silas Broadwell, minors. (pg.444)

ROOP, GEORGE vs J.C. Grachedinker, John Adam Fromm & wife Ann Christina 13 Nov. 1848 Mortgage on 70 acres in W 1/2 of SE 1/4 S17 T3 R6 except 5 1/8th . Order of sale. (pg.447)

GRISMER, ANTHONY vs William Mullen & wife Adolphine 2 Dec. 1848 Mortgage on on lot in Dayton.O. Order of sale. (pg.450)

DAYTON HYDRAULIC CO. vs Augustus H. Kunnecke & wife Louisa & others. 8 Dec. 1848 Mortgage on all title & interest of Augustus Henry Kunnecke on in-lot 2309 in Philip Beckel plat in Dayton. to include water use rights leased by Hydraulic Co. Other s had lien on property. (pg.453)

EDGAR, SAMUEL & JOHN F. vs Norman Clark wife & Roseda 6 Dec. 1848 Mortgage on lot in Dayton,O. Order of sale. (pg.458)

CROW, SAMUEL vs Moses Stouder, Joseph Crow & others 11 Dec. 1848. Petition for partition. Heirs of John D. & wife Elizabeth Stouder both dec'd. Owned NE 1/4 S36 T5 R5- 171 acres, ithe 30 acres set off as dower to Margaret Stouder widow of John Stouder dec'd. To partition in 1/10th share. To Samuel Crow as grantee of Isaac Stouder, Amanda, Hester, Simeon, Harrison, Prudence & Moses Stouder of Mont. Co. & Jerome B. & Lydia Ann minors of Clermont Co.O., and Joseph Crow as grantee of Celina Stouder. (pg.460)

BOYER, DAVID R. adms. of Jacob Druey dec'd. vs Jane, widow, Mary Jane, Josephine,Otio & Jacob Druey. 13 Dec. 1848 Petition to sell real estate. Owned lot 44 in Union, Mont. Co.O. & left widow Jane Druey now resident of Schyler Co.Ill. & Mary Jane, Josephine, Otis, Thomas & Jacob Druey also of Ill.all minors. (pg.463)

BARNARD, WILLIAM & Francis vs heirs of Samuel Barnard dec'd. 2 Feb. 1849 Petition for partition of NE 1/4 S15 T3 R6- 154.20 acres & part of S 10. Heirs entitled to 1/9th share & widow Rebecca entitled to dower. Heirs: William Barnard of Hamilton Co.O., Francis, Amos, Osborn, Nancy & Mary last 4 under 18 yrs. & Ivin & Samuel under 20 years, all of McLean Co. Ill. Francis, Amos & Osborn entitled to 1/3 of 1/9th share besides their own 1/9th share. (pg.465)

HERMAN, HENRY vs William Ackerman 25 April 1849 Herman sold lot in Dayton,O. to Ackerman who has left the state and ask for his equity in lot. (pg.470)

LOURY, FIELDING JR. & John Howard adms. of Fielding Loury Sr. vs heirs of dec'd. 1849 Petition to sell land. Heirs: Mary B. Davis, Hariet w/o Lewis Huesman, Ann E. w/o John Howard & Fielding Loury Jr. (pg.471)

PHILIP, CHRISTIAN guard. of Priser heirs vs heirs of Daniel Prizer dec'd. 28 April 1849 Petition to sell land subject to dower of widow Margaret Priser. E 1/2 NW 1.4 S1 T6 R4- 82.96 acres and part W 1/2 of NW 1/4 same sec. Left children: George, Mary, Nancy, Susan, John, Elizabeth Priser- minors. (pg.474 cont'd. Roll 53 pg. 475)

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SMITH, THOMAS J.S. & wife Jane vs David Clark, Sheriff of Mont. Co.O. 11 Sept. 1849 Sheriff Henderson sold lot in Dayton to Henry Bacon now dec'd. and died without giving deed. Heirs of Henry Bacon are widow Maria, Jane w/o Thomas Smith, Susam B. w/o Ralph S. Hart, Eliza B. w/o David Gibbs, George L. Bacon & wife Rosanna Bell & James R. Bacon all of age. (pg.476)

LOWE, P.P. vs Robert Johnson & wife Adeline 3 May 1847 Foreclosure on lot in Dayton,Ohio. (pg.477)

CRAWFORD, ARCHIBALD vs heirs of Ziba Crawford dec'd. 16 July 1849 Petition for partition of lot in Dayton,O. Archibald Crawford entitled as tenant in common with Ziba Crawford dec'd. & a share as an heir of Ziba Crawford. Other heirs named: James Crawford & wife Betsy of Oswago Co. N.Y., Ira s/o Ira Crawford Sr. dec'd. of Orleans Co.N.Y., Jonathan Crawford & wife Betsy of Indianapolis, Ind., Amy Dewey of Dayton,O., Daniel Crawford & wife Mary of Wyoming Co. N.Y. & if he is dec'd. to his children: Caroline, Joseph, Elizabeth, Sarah, Harriet, Julia, George Crawford- minors; Elizabeth Ramsdale dec'd. w/o Zachariah Ramsdale of Saratoga, N.Y. her heirs: John, Mary E., Martin VanBuren, Zibs, & Parthena Ramsdale- minors. Archibald Crawford had 7 undivided shares by pruchase of Ziba Crawford & 1 share in his own right which was 8/14th share. Others listed had 1/14th share. (pg.478)

BALENTINE, GEORGE vs Adms., widow & heirs of Daniel R. Death 29 Aug. 1849 Balentine sold to Death 1/2 of Miamisburg Mills & Death died suddenly July 1849 of cholera before taking

possession. To have agreement recinded. Heirs of Daniel R. Death: widow Ann, 8 children: Derrick, Lydia, Sarah, Deborah, Emeline, Alice, Elizabeth, Daniel all minors & widow is now pregnant. (pg.485)

HUSTON, HARP P. adms. of William Huston dec'd. vs widow Martha Huston & John Harries 2 May 1849 Petition to sell 151 acres west side S6 T1 R7 with mortgage to John Harries. Heirs of William Huston dec;d.: Harp P., Paul S., Samuel W., Rhieneer Stat & Ann Elizabeth Huston last 3 minors. (pg. 489)

HUETT, PHILIP heirs vs Jacob Kercher 5 Sept. 1849 Mandate to correct error. (pg.492)

CLYNE, HENRY vs William Huffman 12 Sept. 1849 Mandate Morris Seely dec'd. & adms. holds bonds in fraud of creditors. Henry Clyne to have execution on assets of William M. Seely.. (pg.492)

BROADWELL, WILLIAM & wife Elvira vs Holland Smith et al 18 May 1836 To set off dower to Chloe Smith, widow of Josiah Smith dec'd. Left heirs: Elvira w/o William Broadwell, Julia Smith of age, Holland, Hannah & Aurelias Smith, minors. (pg.494)

DUVAL, GEORGE W. guard.of Elizabeth 14 yrs., & Mariah 13 yrs. vs Elizabeth & Mariah Wendlin et al 28 Aug. 1839 Petition to sell real estate- lots in Dayton deeded from adms. of William Ludwick dec'd. to Elizabeth & Mariah Wendlin of Hamilton Co.O. (pg.499)

CRULL, SAMUEL vs Hyatt Cain & wife Frances, Jacob Teter & Albert Lindsly 18 Mar. 1842 Mortgage on 2 acres out of NW corner NW 1/4 S6 T3 R5 & sold to Teter. Order of sale. (pg.502)

VARIAN, EDWARD vs Richard Ames 1 Apr. 1843 Edward Varian bought 60 acres S 1/2 S34 T5 R1 in Mercer Co.O. from Ames and gave note made to Margaret w/o Edward Varian from Alexander Ewing. He platted town of Wabash City & sold 1/2 of section to Ames & Ames was to return note, and deeds for lots in Dayton for payment, but had never given deeds. Ask for settlement & deeds of Dayton lots. (pg.509)

SMITH, OLIVER dec'd. heirs vs widow & other heirs & adms. of Oliver Smith dec'd. 15 Jan. 1844 Oliver Smith died July 1842 & owned SE 1/4 S23 T12 R3 Darke Co.O. & lots in Piqua, New Jefferson in Miami Co.O., & St. Mary's in Mercer Co.O., and lots in Vandalia & Dayton,O. in Mont. Co.O. He had owned saddle shop, grocery & other businesses in Dayton and supposedly gave older heirs advances. Younger heirs ask for balance of estate to be distributed equally among heirs except 3 who had already been given by the father. Heirs: Julius H. Smith of Shelby Co.O., Caroline w/o Adam Brown of Hamilton Co.O., Louisa w/o Austin Hood of Shelby Co.O. Austin Hood died Aug. 1841,these being three supposedly to have had advancement. Other heirs: Oliver, Jerusha, Josiah, Stephen, Mary & Martha, last minor. Louisa

Hood agrees father deeded her NW 1/4 S17 T7 R6 & S 1/2 E 1/4 S8 in Shelby Co.O. & told to keep 1/3rd & deed 1/3 to Mrs. Sarah Carroll, mother-in-law of Julius H. Smith which would pass then to Julius eldest dau., and also to deed 1/3 to Caroline L. Brown d/o Caroline & Adam Brown, which she did give deeds. She also says he gave her land in William Co.O. which was more than the others since she was then a widow with a child to support. The land she traded for lot in Vandalia, O. Caroline Smith married Adam Brown Nov. 1831. Their dau. Caroline now w/o James A . Shedd. (pg.512)

NEWMAN, DAVID guard. of Elizabeth Powell- an insane person Petition to sell lots in Dayton. O. 20 Feb. 1847 (pg.525)

DICKSON, MARY G. vs Lucretia Dickson & others 28 May 1848 Partition of lot in Dayton, O. Heirs of John W. Dickson dec'd. Left widow Lucretia Dickson & 9 heirs: Mary G., Elizabeth, Harriet A., Maria J., Hugh R., Samuel C., Lucretia G., Augusta G. & Ellen Dickson, minors. (pg.531)

BROWN, ETHAN A. vs John McLean et al 26 May 1848 Daniel Cooper dec'd. proprietor of Dayton,O. sold lots in Dayton,O. to Israel Ludlow of Hamilton Co.O. who died in 1803. Adms. of Daniel Cooper made deed to Israel Ludlow heirs of lots 16,17,35,318, 319. There is no evidence of deed to Ludlow heirs and present owners want clear deed. Heirs of Israel Ludlow: JAMES C. LUDLOW dec'd. leaving children: Sarah Belle w/o Solomon P. Chase, Charlotte L. w/o Charles Jones, Catharine M. Dunlap, Ruhannah, Josephine, Israel, Benjamin Ludlow, last 6 minors. CATHARINE w/o Ambrose Dudley & she now dec'd. leaving children: Ethelbert L., Louisa w.o John D. Burrows, Charlotte w/o Lafayette Armstrong. SARAH BELLE w/o Jeptha Gerard now w/o John McLean only survivor of the children of Israel Ludlow Sr. ISRAEL JR. died left widow Helen & children: Louise, George H., William S. & Albert Ludlow, minors. Ethan Brown bought lot 16 (pg.536) William B. Dicks & John Davison bought lot 17 (pg.527) and David Este Jr. & wife Eliza Jane, & William C. Houston bought lot 35 (pg.532)

KNEISLY, ELIZABETH & Frederick vs minor heirs of Martin Rohrer dec'd. & Jacob Rohrer guard. 19 Sept. 1848 Petition for dower. Elizabeth Kneisly late Rohrer & widow of Martin Rohrer dec'd. & Frederick Kneisly her present husband. Martin Rohrer died ca 5 Dec. 1845 & left heirs: Maria 9 yrs., Christian 7 yrs., & Martha 4 yrs. (pg.538)

SPINNING, GEORGE B. vs David Sanderson 30 Sept. 1848 Partners in purchase & sale of leather & hides. Partnership dissolved after 9 months & Sanderson holds books & Spinning wants accounting of assets and debts. (pg.547)

BOMBERGER, WILLIAM adms. of George Bomberger dec'd. vs John A. Seling 9 Nov. 1848. Mortgage on lot 20 Liberty, Ohio Order of sale. (pg.550)

WISENER, ISAAC vs Mary Wisener & heirs of Jacob Wisener dec'd.

27 Nov. 1848 Contesting will & dismissed. Owned E 1/2 SW 1/4 S34 T7 R4- 80 acres in Miami Co.O. & left to widow Mary Wisener & at her death to dau. Sarah Broderick & Ruth Crumrine. Jacob Wisener dec'd. left widow Mary & children: Isaac of Darke Co.O., John of Mont. Co.O., Ruth s/o Aaron Crumrine of Darke Co.O., Sarah w/o John Broderick, Sarah Broderick now dec'd. leaving 5 children: Mary w/o Emanuel Cable of Darke Co.O., Ruth, Elias, Mark & Adeline Broderick, minors of Mont. Co.O. (pg.552)

WILKINSON, THOMAS vs Josiah Payne & wife & Simon J. Broadwell et al 5 Dec. 1848 Mortgage on lot in Dayton,O. Order of sale. (pg.555)

PARROTT, THOMAS & William vs William B. Stone & wife Samantha 13 Dec. 1848 Mortgage on lot in Dayton, O. Order of sale. (pg.559)

LANDES, SAMUEL & Jacob Vaniman exe. of John Urmey dec;d. vs Levi Wooden & wife, John Q. Urmey et al 15 Dec. 1848. After making will John Urmey married Elizabeth Hipple named in will & dower set off. She is now w/o Levi Wooden. John Urmey had no children other than illigimate son John Q. Urmey. He left 4 brothers: Abraham of Mont. Co.O., Christian of Tipp. Co. Ind., Jacob res. unknown & Jonathan died before testate, also 4 sisters: Catharine w/o Jacob Miller, Eve w/o ? Callahan, & Esther w/o ? Callahan all of Wash. Co. Ind. & Susannah w/o ? Robert Scott both dec'd. & res. unknown. Exe. ask court who to give balance of estate & court awarded it to widow as legal heir. (pg.562)

McREYNOLDS, JOSEPH adms. of Henry Butt dec'd. vs Devisees & legal representatives of Henry Butt who died 1 July 1846. 14 Feb. 1849 Petition for partition of land in Preble Co.O. NW 1/4 S13 T7 R2 to sell within 5 yrs. of death, 1 share to grandchildren John & Robert McReynolds children of Barbara McReynolds d/o Henry Butt. Left no widow & heirs: Maria Magdalena w/o Daniel Unger of Mont. Co.O., Anna w/o Jacob Ritter of Miami Co.O., Sarah w/o James H. Davis of Preble Co.O., Eva w/o Abmer Willis of Mont. Co. Ind., Susannah w/o Benjamin Willis of Mont. Co.O., John & Henry Butt of Franklin Co. Ind., Benjamin of Henry Co. Ind., & Elizabeth w/o Joseph Mc Reynolds. Will also names granddaus. Anna & Elizabeth d/o Joseph McReynolds. (pg.565)

DUBS, SAMUEL & wife Elizabeth, Adam Clay & wife Sophia vs Rebecca w/o John E. Neibel et al 26 Feb. 1849 Partition of land of Daniel Dubs dec'd. part NW 1/4 S7 T1 R6- 135 acres Left widow Sarah Dubs, & heirs: Samuel Dubs & wife Sarah, Rebecca w/o John E. Neible, Elizabeth w/o John Lyce (Leis), Sophia w/o Adam Clay, Sarah Ann Dubs & Daniel Dubs Jr. minors of Mont. Co.O. & Reuben Dubs of Miami Co. Ind. (pg.568)

BILMAN, ABRAHAM & wife Sarah Ann vs Henry & Frances Loree 15 Mar. 1849 Partition of S3 T2 R5-95.05 acres of Samuel Loree dec'd. Left widow Frances & heirs: John Loree & wife Elizabeth, Samuel Loree, Sarah w/o Abraham Love, Henry Loree. There were 8

shares & Abraham Bilman had 5 shares & Henry 3 shares & other children not mentioned. (pg.573)

NEWCOM, CHARLES D. guard.of Anna Catharine Newcom vs widow & other heirs of Mary Ann Newcom dec'd. 5 Apr. 1849. Partition Mary Ann Newcom dec'd. & left 2 minor children: Eliza Jane (now dec'd.) & Anna Catharine Newcom. & entitled to 1/6th share of NE corner S19 & NW corner S13 T2 R8- 65 acres subject to life estate of Eve Knisely, widow of John Kniesly dec'd. John Kneisly left widow Eve and heirs: 1. Mary Ann Newcom dec'd.leaving Anna Catharine Newom, 2. Catharine w/o Walter Cool by will to have 2/3rds. of 1 share & 1/3rd. to grandson Samuel A. Cool 3. Benjamin Kneisley dec'd. left son Benjamin., 4. William Kneisly, 5. Moses 6. Frederick Kneisley. (pg.576)

RUDDEN, DAVID vs Oliver C. Ripley & wife Catharine of Miami Co.O. & John Garst 2 Apr. 1849 Mortgage on lot in Dayton,O. Order of sale. (pg.579)

PROBASCO, WILLIAM & Henry Crosley assigne vs Samuel Fourer & Daniel Beckel et al 1 May 1849 Assignees of William Russell of Warren Co.O. who owned lot in Dayton,O. To settle with creditors of Russell. (pg.581)

HUESMAN, LEWIS adms. of Henry Dye dec'd. vs Maria Catharine Rolfs, Catharine May Dye et al 4 May 1849 Petition to sell lot in Dayton,O. Henry Dye dec'd. left widow Mary Catharine Rolfs (formerly Dye), & heirs Catharine Mary & Henry Lynace Dye. (pg.590)

SMITH, THOMAS J.S. vs Robert Hozier 24 May 1849 Mortgage on lot in Dayton. Order of sale. (pg.592) vs. JACOB MARTIN mortgage on lot in Dayton. (pg.594) vs NORMAN CLARK & wife Roselda & Thomas Kelly -mortgage on lot in Dayton,O. (pg.599)

CITONI, STEPHEN vs John B. Hillary & wife Susannah et al. Mortgage on lot in Dayton,O. (pg.597)

ODLIN, PETER vs Henry Kauffman 25 May 1849 Mortgage on part S19 T2 R5/ (pg.601)

WHITMORE, JOHN W. vs David R. Whitehill & wife Eliza et al 25 May 1849 Mortgage on lot in Dayton.O. (pg.605)

WRIGHT, CHARLES & FREDERICK vs Henry Frantz & wife Mary 26 May 1849 Mortgage on lot in Dayton,O. (pg.606)

SEITER, GEORGE & wife Mary Jane vs William C. Whallen et al 5 June 1849 Petition for partition Isaac Whallen dec'd. owned SW 1/4 S30 T6 R4 conveyed by heirs of Thomas Whallen. Isaac Whallen left widow Jane Ann now w/o Thomas H. Crane of Preble Co.O. to have dower & 4 children: Mary Jane w/o George Seiter, William 19 yrs., of Mont. Co.O., Cynthia Ann 17 yrs., Thomas 15 yrs. of Preble Co.O. (pg.608)

HOOVER, DAVID H. vs George McClure et al 23 June 1849 Owned

lots in Miamisburg & ask for alley to be vacated. (pg.610)

LEEDY, JACOB H. vs heirs of Henry Leedy dec'd. 11 July 1849 Petition for partition William Hart dec'd. owned 55 acres S side of SE 1/4 S5 T5 R5 & by will gave to dau. Catharine Leedy w/o David Leedy during her life then to her children. David Leedy died ca 1824 & Catharine died ca Dec. 1841 & she also owned SE 1/4 S8 T5 R5 of 47 acres. She left 8 children: William, Abraham Hart Leedy, David, Daniel, Catharine, Susannah, Henry & Jacob H. Leedy. Henry Leedy dec'd. Mont. Co.O. & left 4 children: Sarah 16 yrs., Catharine 14 yrs., Elizabeth 12 yrs., & David 10 yrs. minors of Darke Co.O. Jacob Leedy had purchased most of the others share. (pg.613)

BUTZ, LORENZ adms. of Gerhard Bernard Luster dec'd. vs unknown heirs of dec'd. & Anthony Greene 27 July 1849 Petition to sell lot in Dayton, O. to settle estate. (pg.615)

CHADWICK, CLINTON of Preble Co.O. & Michael Moyer vs Christopher Wysong, Nathan Mullen & David Clark. 14 Aug. 1849 To collect on judgment. (pg.617)

HUFFMAN, WILLIAM vs John Miller & wife Barbara 6 Sept. 1849 Mortgage on lot in Dayton,O. Order of sale. (pg.618)

HYLTON, ANN adms. of Thomas B. Hylton dec'd. vs Eliza Hylton and others 16 Oct. 1849 Petition to sell lot in Dayton,O. He left 1 child Eliza a minor. (pg.629)

SCHENCK, ROBERT C. adms. of Woodhull S. Schenck dec'd. vs Jeannette A. Schenck (widow) 14 Nov. 1849 Petition to sell land to settle estate. Owned lot in Dayton, O. conveyed from Robert C. Schenck. Debts. inc. $90. to be paid Elizabeth Schenck, mother of dec'd. Left widow Jeanette & minor son Woodhull S. Schenck. (pg.631)

PEASE, GEORGE guard. of Samuel V. White vs James V. White et al 7 Dec. 1849 Petition for partition part S10 T1 R6- 80 acres from William Arnold to John V. White. Petitioner entitled to 1/6th part. Heirs: Elizabeth widow of John V. White, & 1. William White dec'd. his widow Julia dower in share of her son Samuel V. White. 2. Jonathan sold his share to his mother. 3. Samuel, 4. Joseph White, 5. James V.& 6. David White. (pg.634)

WARNER, MARY ANNA vs Jacob Beard & wife Susannah 23 May 1849 Mortgage on N. part SW 1/4 S11 T5 R5- 15.46 acres. (pg.637)

BROADWELL, EPHRAIM vs Caroline L. Bates, William & Mary Jane Bailey 10 Apr. 1848 To collect debt. Had taken mortgage on lot in Cincinnati as security for lots in Dayton.O. from William Ludwick who died ca 12 June 1831. Mortgage on lot in Cincinnati not valid. Lodwick left heirs: widow Eliza C., & children: Mary Jane w/o William Bailey, Eliza w/o James Boyle, Caroline C. Bates, a widow. & Addie Ann Lodwick. Mandate pg. 430 -dismissed. (pg.638)

APRIL TERM 1850

BROWN, HENRY & Catharine vs Elizabeth Brown & John Michael. 28 Aug. 1844 Petition for partition Peter Michael dec'd. ca 10 July 1844 and owned lots 41,42,43 in Sunbury from Michael & Margaret Emerick & 82 acres part of S25 T3 R4 German twp. Petitioner entitled to 1/9th share. Heirs: 1. Catharine w/o Henry Brown of Warren Co.O. 2. Elizabeth Brown of Mont. Co.O., 3. John Michael 4. Magdalena Michael of Mont. Co.O., 5. Susan w/o Adam Neff of Preble Co.O., 6. Mary Ann w/o Daniel Thomas of Warren co.O., 7. Hannah w/o Abner McClure of Preble Co.O. 8. Leah Michael of Preble Co.O., minor. 9. Jacob Michael dec'd. leaving Emanuel, Noah, Frederick, Christopher, Abigail & Elizabeth last 3 minors of Warren Co.O. Mary widow of Peter Michael dec'd. married ca 4 Feb. 1828. Both married before & she had 7 children & Peter had 9 children. (pg.645)

WEAKLEY, THOMAS dec'd. exe. vs Jacob Fields 14 Apr. 1846 Mortgage on lots in Dayton, O. Order of sale. (pg.653)

VANCOYCK, ELIZABETH, MOSES B. Walker & wife Maria C. vs. Jacob Kochne, adms. of Tobias Vanscoyck 28 Aug. 1847 Kochne & Vanscoyck partners in merchantile business. Tobias Vanscoych dec'd. left: widow Elizabeth & 2 minor heirs-Maria & Oliver. Oliver died in his minority & widow Elizabeth now dec'd. Maria w/o Moses Walker ask for accounting of business & money in hands of guard. of Oliver & trustee of Elizabeth. (pg.657)

NEFF, PETER et al vs Oliver Dalrymple et al 17 May 1848. Peter, John R., & George Neff partners in Cincinnati & hold mortgage on lots 10 & 11 in Farmersville, O. Order ofsale. (pg.663)

BOOMERSHINE, ABRAHAM & wife Catharine vs Margaret Cook et al 28 Mar.1849 Petition for partition for 1/10th share of SE 1/4 S23 Te R4 -160 acres owned by Christian Cook dec'd. in Jackson twp. Left widow Ann Margaret and heirs: 1. Christian Cook Jr. of Whitely Co. Ind. since dec'd. leaving widow Elizabeth & 8 children: John, Michael(minors), Catharine, Sarah, Margaret w/o David Baker, Elizabeth, Anna, & Christina.2. Catharine w/o Abraham Boomershine 3. Margaret w/o Valentine Stiver of Elkhart,Co. Ind. 4. Henry Cook dec'd. left widow Elizabeth & 9 children: John, Sarah, Eli, Daniel, Henry, Michael, Elizabeth, David & Mary minors of Mont. Co.O. 5. Elizabeth w/o John Potterf of Mont. Co.O. now dec'd. since her father & left 2 children: Mary w/o Joseph Miller & Sarah Potterf. 6. Mary w/o Jacob Potterf dec'd. since her father & left 6 children: Christina, Margaret, Catharine, David, minors of Mont. Co.O. & Henry & Andrew minors of Ind. 7. Frederikc Cook 8. Sarah w/o David Wysong of Darke Co.O. Van Buren twp.9. Christina w/o Isaac Musselman of Mont. Co.O. 10. Michael Cook of Elkhart Co. Ind. (pg.667)

LUDY, DANIEL & John adms. of Peter Ludy vs Christena Ludy (widow) 3 Apr. 1849 To set off dower & sell enough to settle estate. Owned 29.75 acres in S20 T2 R6 & 21.36 acres inS28 T2 R6 & 100 acres in S28. Left widow Christena & heirs: Daniel,

John, Lydia Ann w/o Christian Cline, Henry , Samuel O., Rebecca w/o Charles Summers , last 3 of Randolph Co. Ind., Sarah Ann w/o Jacob Hipple of Mont. Co.O. & Elizabeth Ann w/o John Machet of Mont. Co.O., Catharine w/o James Wampler of Dayton, O., Eve Ann of Mont. Co.O. & heirs of Susan Sours viz: Elma, John, Elizabeth Ann, Sarah Ann, Mary Magdalena, Charles & David Sours of Randolph Co.Ind. (pg.672)

EMERICK, THOMAS adms. of John Emerick dec'd. of German twp. vs George Morningstar & others 3 May 1849 To settle estate. By will gave land in S24 T3 R4 of 152 acres to Edward & Samuel Emerick s/o Thomas Emerick. Part given to Samuel claimed by heirs of Christopher Emerick dec'd. Also named as defendants Sarah Denner widow of George Denner to have $40. per year & NE 1/4 S5 T2 R5 to George & Christopher Morningstar son's of George Morningstar dec'd. (pg.679)

HUESMAN, LEWIS adms. of Samuel H. Davies dec'd. vs Mary B. Davies, widow 4 May 1849 To set off dower & sell balance to settle estate. Lots in Dayton,O. Left widow Mary B. & heirs: F. Loury, Emily, Edward & Marianne Davies. (pg. 681)

SPINNING, CHARLES H. vs Simon Snyder & wife Ann now of London, England. 8 May 1849 Mortgage on lots in Dayton,O. Order of sale. (pg.685)

WILSON, JAMES exe. of Stephen White dec'd. vs George Gibson & wife Anna et al 18 May 1849 To complete contract. On 17 Jan. 1826 executed to son Thomas White title to SE 1/4 S15 T2 R6 Other heirs: Anna w/o George Gibson of White Co.Ind., Joseph White of Butler Co.O., James White dec'd. ca 27 Aug. 1849 & left minors Thomas, Esther & Emily of Fountain Co.Ind., Eliza w/o Abner Stephens, Mary Ann w/o Joseph Stephens, Stephen P., William, Joseph, Catharine & Hannah White & Martha White Berryhill all of age of Mont. Co.O. Jane dec'd. w/o Augustus Miller left heirs Elizabeth & Hannah Miller, and James Andrews s/o Ebenezer E. Andrews. (pg.687)

STATE of OHIO vs Solomon Price & wife Hannah et al 19 May 1849 Mortgage on lot in Dayton, O. Order of sale. (pg.690)

LUTZ, CATHARINE & Christena, minors vs Jacob Brussman adms. of Ephraim Zerbe dec'd. & unknown heirs. 25 May 1849 Catharine Lutz widow of Conrad Lutz dec'd. & only child 3 yrs. Ask for deed of 4ft. off lot bought by Conrad Lutz in Dayton, O. (pg.694)

THOMPSON, WILLIAM R. of Phila. vs heirs of James C. Thompson & others 26 May 1849 Orator had taken lot in Dayton for debt intending to sell & had deed made to his son James C. Thompson as trustee. James C. Thompson died and left heirs: Margaret, Ann Eliza w/o William Walker, Cornelia, Emma M., Frances, Ellen, last 3 minors. To have deed made to orator. (pg.696)

BOONE, WILLIAM adms. vs John & Daniel Boone et al 17 May 1849 John J. Holderman adms. of William Boone who owned lot in Salem

in S30 T5 R5. To sell to settle estate. Heirs: John, Daniel Boone who have gone to Calif., Abraham of Va., Samuel, Joseph, Elizabeth w/o John Rohrer of Ind., Philip residence unk., Mary, John & William minor heirs of Jacob Boone dec'd., Isaac & Emanuel Boone of Mont. Co.O. (pg.697)

EWING, JAMES dec'd. heirs vs Exe. & heirs of Henry Warner dec'd. 30 Aug. 1849 To have clear deed. Robert Ewing dec'd. & William Carrick owned 50 acres N part of SE 1/4 S9 T5 R5 & sold some to Henry Warner. Henry Warner dec'd. & named son Jacob Warner as exe. & devised to son David 90 acres on S 1/2 S9 & refers to 50 acres of James Ewing as NE corner. Henry Warner left children: 1. Jacob dec'd. left heirs: John J., Jacob L., Henry, Mary w/o John Baker, Rosannah w/o Michael Baker, Catherine w/o David Mishler, Esther w/o John Spitler, Susan w/o John Tipner, Nancy w/o John John, Elizabeth dec'd.w/o Michael Baker (when she died he married her sister Rosannah) heirs of Elizabeth & Michael Baker: George,Ann, Sarah, Rosannah, Emeline, Elizabeth & Barbara w/o John Berst.2. John 3. Henry, 4. Andrew died St. Joseph, Ind. & left Susan w/o James Ullery, Elizabeth w/o William Livinghouse & Christena w/o Aaron Hoover. 5. David, 6. Daniel dec'd. left children: Henry, Frances w/o George Hoover, Elizabeth, Samuel & grandson Andrew s/o Andrew Warner who left widow Rebecca, 7. Catharine w/o John Mast. 8. Elizabeth w/o William Snyder who died before her father & left heirs: Henry, Jacob-a lunatic & Daniel Snyder, Susan w/o David Mast, Catharine w/o Benjamin Williams. 9. Susannah w/o Samuel Folkerth dec'd. left children: Henry, Catharine w/o David Knee, John & Samuel Folkerth, & Elizabeth w/o Peter Crick. James Ewing dec'd. left widow Martha & children: Elizabeth, Eleanor, Samuel, Margaret w/o John Beck, Martha w/o Samuel Folkerth, James & John Ewing dec'd. brothers & sisters his heirs. (pg.699)

CRAWFORD, ARCHIBALD vs Adms. & heirs of Ziba Crawford dec'd. & others 24 Aug. 1849 To have stock of Bank of Dayton put in name of Archibald Crawford. Archibald partner with brother Ziba Crawford in business in Dayton & stock bought & put in Ziba's name. Ziba died suddenly in July 1849 of cholera. Brothers & sisters of Ziba- James Crawford of Oswego Co., N.Y., Jonathan of Warren Co.Ind., Elizabeth Dewey of Mont. Co.O., Daniel Crawford of Wycoming Co.N.Y. dec'd. & left widow Mary & children: Caroline, Joseph,Elizabeth, Sarah, Harriet, Julia & George, minors. And sister Elizabeth Ramsdale dec'd. of Saratoga Co. N.Y. who left children: John, Mary E., Martin Van Buren, Ziba & Parthena. Brother Ira dec'd. left one child Ira of Orleans Co. N.Y. (pg.703)

HARKER, WILLIAM J. adms. of Samuel Harker dec'd. vs Chester M. Clark & wife et al 28 Aug. 1849 Petition to sell lot in Dayton,O. Heirs of Samuel Harker: Rebecca w/o Chester McClish, Sarah E., Samuel T., James L. Harker, last 2 minors. (pg.707)

SMITH, PETER & Daniel Krider guard. of heirs of Abraham Minnich dec'd. vs Elizabeth & Henry Minnich et al 27 Aug. 1849 To sell land for benefit of heirs. S 1/2 SW 1/4 S11 T6 R4 =12 acres & W 1/2 SW 1/4 same sec. 10 acres in Clay twp. Mont. Co.O. Heirs:

Elizabeth, Henry, Susannah & John Minnich. (pg.709)

HARRY, JAMES adms. of James Hook dec'd. vs Archibald Hook 28 Aug. 1849 Petition to sell land SW 1/4 S9 T5 R4 Perry twp. Left no widow or children. By will gave to nephew Archibald Husten Hook of which he was to pay debts & legacies which he failed to do. (pg.711)

HAWKINS, BENJAMIN adms. of James McCraner dec'd. vs Barbara McCraner et al 21 Aug. 1843 Petition to sell lot 147 Germantown. Heirs: widow Barbara and William, David & Elizabeth. (pg.713)

THATCHER, DAVID & Isaac Hasket adms. of Marshall Thompson dec'd. vs Elizabeth Thompson, widow & heirs. 31 Aug. 1849 Petition to sell to settle estate 11 acres S1 T1 R6 Wash. twp. Heirs: Samuel, John, Eliza Ann, Cinderella & Mary Thompson all minors. (pg.715)

SMITH, THOMAS J. vs Amos Tanner 12 Sept. 1849 Mortgage lot in Dayton,O. Order of sale. (pg.717)

PEARSON, JAMES adms. of Amos Pearson dec'd. vs Elizabeth Pearson et al 6 Oct. 1849 To sell lot 18 Vandalia,O. to settle estate. Left widow Elizabeth & heirs: Matilda w/o Frederick Yount, Mary, George & Sarah Pearson. (pg.719)

RINEHART, DANIEL & John W. Messler adms. of William Messler dec'd. vs Eleanor Slick & others 6 Oct. 1849 To sell SE 1/4 S12 T4 R4- 160 acres to settle estate. Left widow Elizabeth & heirs: Eleanor w/o David Slick, Benjamin Franklin Palmer miner child of Margaret Palmer dec'd.& d/o William Messler, Reuben Messler, Benjamin W. Messler of Fulton Co.Ill., Ann Messler, Barbara w/o John Arnold, John, Mahlon & Gruselda Messler. (pg.720)

REICHARD, SAMUEL & Philip vs Mary Ann Reichard 22 Nov. 1849 Petition for partition of tract in Perry twp. NW part of NW 1/4 S7 T5 R4- 89 acres owned by John Reichard Sr. dec'd. Mary Ann tenant in common with Samuel & Philip Reichard. (pg.723)

BOYER, DAVID K. adms. of George Zimmerman dec'd. vs Jacob Zimmerman & others 24 Nov. 1849 Petition to sell SE 1/4 S15 T5 R5- 24 aacres & lot 25 in Harrisburg in order to settle estate. Left no widow or children. Heirs brothers & sisters: John Zimmerman of Franklin Co.Pa., Mary w/o David Snively of Pa., Jacob Zimmerman, Catharine w/o David Ohmer of Mont. Co.O., Margaret w/o Christian Nieshwander, Adam Zimmerman of Wash. Co. Md., Eliza w/o George W. Elliott of Seneca Co.O. & Simon Zimmerman of Franklin Co.Pa. (pg.725)

McCOY, ALEXANDER & Nancy Jane minor by guard. Thomas McCoy vs Lanson Allen, John Blodgett & David Clark 24 Nov. 1849 Minor heirs of Nancy McCoy. Filed for their share of 162 acres of NE 1/4 S6 T2 R5 tract of Alexander Biggs & inherited by his sisters, Nancy being a sister. Other heirs of Nancy McCoy:

Lewellen, James, Elizabeth, Elinor McCoy. Names of other heirs of Alexander Biggs in Vol.K. pg.45 & 335. (pg.728)

STEWARD. AMM ,ARU adms. of John B. Steward vs Thomas Steward et al 11 Dec. 1850 Petition to sell SW 1/4 of NE 1/4 S15 T8 R3- 40 acres to settle estate. Left children: Thomas, William, John, Demetrius M. & Mary J. Steward, minors. (pg.730)

FISK, JOHN B. of Miami Co.O. assignee of D. Gibbs vs George T. Bacon of Mo. & R.J. Hart 19 Dec. 1849 Mortgage on lot in Dayton,O. Ask for sale. (pg.731)

SHERER, JOHN adms. of John Falkner dec'd. vs Elizabeth Falkner, widow et al 19 Dec. 1849 To sell 1/8th part of lot 5 & 6 in Phillipsburg, Clay twp. & 1/2 SW 1/4 S2 T6 R4 pff east 12 pf SE 1/4- lot 4 in Phillipsburg & lot 12 by title bond from Mary E. & Fidelia Martin & last payment not made. To settle estate. John & Elizabeth Falkner & Daniel & Mary Falkner had given mortgage to David & John Swank on frac. of lot 4 for 3/4 of steam saw mill & 2 lots where sawmill is-lot 6 in Phillipsburg. Elizabeth Falkner, widow to have dower of 1 equal 3rd. part of 5/8th of lot 5 & 6 tp sell 5/8th part. John Falkner left children: Levi 12 yrs., Mary Ann 10yrs., Harriet 8yrs., John Wesley 7yrs., Sarah Jane 5yrs., Alfred 3 yrs., & Margaretta 1 yrs. (pg.733)

BOOTHE, ELY adms. of Clement Krogman dec'd. vs Mary Krogman & William Bomberger adms. of George W. Bomberger 19 Dec. 1849 Clement & wife Catharine Krogman gave mortgage for lot in Dayton,O. to George Bomberger all now dec'd. Krogman left one child Mary a minor. (pg.737)

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DAYTON THIRD ST. BRIDGE CO. vs State of Ohio 21 Dec. 1849 State collected Dayton & Western Turnpike Co. tolls & was to pay stockholders. Petitioner being stockholders ask for payment. (pg.1)

HOLT, GEORGE B. vs George Harris 25 Dec. 1849 Mortgage on lot in Dayton. O. (pg.2)

DEVLIN, JOHN & wife Margaret vs Daniel Method & others. 27 Dec. 1849 Petition for partition of tract of 95 acres in Miami twp. SW 1/2 S18 T2 R5. Partion of 1/5th to Margaret & John Devlin, 1/5th to Samuel & Roseann Stoker of Wayne Co.Ind., 1/5th to Daniel & Lydia Method of Mont. Co.O., 1/5th to Jacob Tressell of Warren Co.O. & 1/5th to Joseph Gottschall of Mont. Co.O. & heirs of John Gephart dec'd. viz: Emanuel, Henry, John, Susan, Barbara widow of John Gephart dec'd. & George Gephart of Henry Co.Ind., William Gephart of Johnston Co.Ind. 1851 atlas had land belonging to Leonard Minnich heirs. (pg.3)

BROWN, HENRY vs John Heald & Gustavus E. Haynes 13 May 1848 Mortgage on lot in Dayton.O. (pg.6)

BACON, GEORGE vs Reuben Roop 1 Sept. 1843 Mortgage on lot in Dayton,O. Order of sale. (pg.8)

BAKER, DAVID adms. of Joseph L. Vannostran dec'd. vs Ann Vanostran 3 Aug. 1847 Petition to sell lot in Dayton,O. to settle estate. Left widow Ann & minor children Joseph & Rebecca. (pg.10)

CURTIS, DANIEL M. adms. of William Darre vs unk. heirs of dec'd. & Samuel F. & William W. Smith of Phila. Pa. 6 May 1848 Petition to sell lot in Dayton,O. to settle estate. (pg.16)

CARNEGIE, JOHN & DAVID vs Edward McCain 28 Mar. 1850 All in manufacturing of thread & fabric from flax. Partnership dissolved & McCain had not paid his share of mortgage. (pg.20)

DEWEY, AMY vs David Dewey- 5 Jan. 1850 Divorce Resident in Mont. Co. more than 5 yreas married 16 Dec. 1816 Saratoga, N.Y. Children of age. Neglect. (pg.23)

WAGGAMAN, DAVID et al vs Rebecca Jacobs et al 25 Jan. 1850 Petition for partition of tract part of SE 1/4 S5 T5 R4 & part of NE 1/4- 52 acres. Rebecca Wagner late Rebecca Gangwer & d/o Barbara Gangwer dec'd. who was d/o John Pippinger dec'd. also Mary, George & Noah minor children of Barbara Gangwer dec'd. all of Elkhart Co.Ind. & grandchildren of John Pippinger dec'd. to have 1/15th share. Heirs of Catharine Jacobs dec'd. d/o John Pippinger dec'd. viz: Rebecca of age, Abram, Jacob, Eli, Catharine, John, Daniel & Michael minors of Elkhart Co.Ind. 1/15th share. David Schenck of Mont. Co.O. has 13/15th by purchase of Sarah (Pippinger) Arnet, Peter, Cornelius, John, David, Jacob, Abram, Daniel, Eli, Joseph, Henry & Michael Pippinger & Rebecca (Pippinger) Rookstool. (pg.24)

GUNCKEL, HENRY guard. of William McClure vs Jeremiah & Margaret McClure 7 July 1849 Petition for partition of lot 57-61 in Sunbury, Mont. Co.O. & NW 1/4 of N 1/2 of 1/4 S26 T3 R4- 3 acres & part of SW 1/4 21 acres & SW 1/4 S14 T3 R4 31 acres. William McClure w/o Randall McClure 1/4th share, Catharine Minerva & Randall B. McClure children of Daniel McClure 1/4th, & his widow Margaret to have dower, Catharine w/o David E. Stephens 1/4th, & Jeremiah McClure of Preble Co.O. 1/4th. (pg.28) Land sold to Christian Rohrer and he questions description of land. (pg.369)

UNGER, JOHN vs Isaiah Allen guard. of Elizabeth Unger 11 Apr. 1850 John Unger married Elizabeth Bowser in 1825 & in 1838 she became insane. She left & went to Ind. & returned 6 yrs. ago & stayed with neighbor Isaiah Allen. She is now about 48 yrs. old & they had 7 children all living & 2 of age. She had inheirted land in Ind. from her father. Petitioner owns tract in Miami twp. west end of SW 1/4 S30 T2 R5 of 107 acres & lots in Miamisburg. Ask guardian for Elizabeth dower right in order to sell land & move to Ind. & invest money in land for his children. (pg.31)

IRWIN, MOSES P. & wife Rachel vs Thomas Tibbals and others 11 Apr. 1850 Petition for partition of tract part of SE 1/4 S6 T2 R4- 26.85 acres. Heirs of Polly Tibbals dec'd. partitioned into 5 shares. 1. Noah R. Tibbals, 2. Rachel w/o Moses P. Irwin 3. Thomas Tibbals to have 2/5th 4. heirs of Ashner Tibbals dec'd. widow Jane to have dower, children: Ruth w/o Jonathan M. Kelsey, Matilda, Sarah, Horatio, Amos D. & Mary Tibbals of Mont. Co.O. (pg.34) Share of Ashner Tibbals heirs SE 1/4 S6 T2 R5 -9acres 116 perches. (pg.107)

MORE, MARY JANE vs Robert More- 7 Feb. 1850 Divorce Married 13 Nov. 1836 Miami (Co. or twp.?) & lived together until 3 yrs. ago. There were 3 children: Margaret 12 yrs., Mary 7 yrs., William 3 yrs. Cruelty & neglect. (pg.37)

MONBECK, ELIZABETH vs Daniel Monbeck 1 Sept. 1849 Divorce Married June 1824 & they had 10 children: Lucinda R., Lydia twins age 3 yrs., Samuel 5 yrs. in Aug. last, John W. 7 yrs. July 1849, Mary 11 yrs. Feb. 1849, Daniel 13 in Mar. 1850. Only ones named. Neglect & cruelty. (pg.37)

LANE, JOSEPH V. of Warren co.O. vs Tunis Baird & wife Eleanor et al 25 Apr. 1850. Ask for 1/8th share in land adjoining Miamisburg. Anna Lane widow of John C. Lane dec'd. to have dower. Heirs: Eleanor w/o Tunis Baird, Aaron Lane, Sarah Ann w/o John B. Dubois, George Henry, Elizabeth, Catharine, Martha minors & Joseph Lane. (pg.38)

MORGAN, HARRISON guard. of his dau. Sidney Morgan vs Sidney Morgan 13 Sept. 1849 Petition to sell 55 acres NE 1/4 S18 from Ucal Homan dec'd. from partition of Sec. Ask for sale for benefit of Sidney Morgan. (pg.42)

VANSCOYCK, ELIZABETH vs Jacob Koehne Exe. of Tobias Vanscoyck et al 26 Apr. 1849 Tobias Vanscoyck gave estate to John Bush Posey as trustee for his widow Elizabeth. He had not done so & Elizabeth since dec'd. & adms. filed for money due to her estate. (pg.42)

AUGUST TERM 1850

WILKINSON, THOMAS vs William Thuring & others 11 Feb. 1850 Foreclosure Josiah C. Payne & wife Maria gave mortgage on lot in Dayton,O. to William Thuring of Boston & also to Thomas Wilkinson. (pg.52)

McDAMIEL, JAMES et al adms. of John Wilson dec'd. vs Jacob C. Decker 23 May 1850 Decker & Wilson partners in printing & publ. business of Dayton Bulletin in Dayton. Wilson died ca July 1849 and adms. ask for accounting of business. (pg.53)

BURNETT, JOHN adms. of William Wallace dec'd. vs Mary Wallace & others 7 Mar. 1850 Petition to sell part of N 1/2 S16 T2 R5- 14.78 acres also lots 2 & 12,29,30,34 in Liberty, Mont. Co.O. Left widow Mary & children: Sarah Jane 17 yrs., Eli 15 yrs.,

John 13 yrs., Elizabeth 10 yrs., Mary Ann 9 yrs. James 5 yrs., Samuel 3 yrs. & Margaret 1 yrs. (pg.55)

ODELL, JAMES JR. & Henry Winters & others vs California Minning & Trading Co. of the City of Dayton & others 4 Aug. 1849 Company formed & each member to pay $400. Petitioner a member & went with Co. as far as St. Joseph, Mo. when illness in family caused him to withdraw. Co. dissolved & money held by Att. Haynes & Howard. Petitioner ask for his share of money left & for all members inc. those who withdrew & those dec'd. share to be paid their estate. Names of all members listed, mostly from Dayton. (pg.59)

TERRY, MARTHA JANE vs John J. Stoker & wife Mary 24 May 1850 Foreclosure Mortgage on lot in Dayton,O. (pg.73)

SHEDD, JAMES A. vs John C. Heald & James W. Taylor 18 Dec. 1847 Mortgage on lot in Dayton,O. (pg.74)

SNIDER, JOHN, John M. Cox, John Kemp Jr. Trustees of Madison twp. Butler Co.O. 6 Sept. 1850 Petition for sale of unsold portion of school land. Original survey #10 S15 T3 R4 in Mont. Co.O. originally set off to Madison twp. lot 5 of 139 acres & lot 8 of 117 acres, lot 9 of 132 acres & lot 12 of 116 acres. (pg.76)

DAVIS, E.M. Exe. of George Stamp dec'd. vs heirs of George Stamp 1 Mar. 1850 Petition to sell lot to settle estate. Tract N1/2 lot 215 in Dayton,O. bequested to Nancy Jane Stamp for life. She died 27 Feb. 1850. Heirs: Hezekial Stamp, Eliza Ann w/o Daniel Grover since dec'd., Daniel Stamp of Ind., S.Wesley Stamp & Oliver Sanford Stamp, minors. (pg.77)

STUTSMAN, PETER & John Shaeffer vs John Zeigler & others 11 Oct. 1849 John Zeigler & wife Martha gave mortgage of S33 T2 R8 being undivided half of a mill & improvments. Order of sale. (pg.80)

SHUEY, LEWIS et al vs Henry S. Gunckel et al 24 June 1850 Judgment & cost awarded. (pg. 83)

GOUDY, WILLIAM adms. of Samuel Stober dec'd. 7 Dec. 1847 Petition to sell lot 3 & frac. of 15 in Miamisburg & deed in name of Elizabeth Stober as dower, also owned lot 4 & frac. of 18,19,20,21. Left widow Elizabeth & heirs: Elizabeth, Franklin, Samuel & Harriet Stober, minors. (pg.84)

WHITE, JOSEPH et al vs Stephen & James White et al 24 June 1850. To try will- discontinued. (pg.90)

SMITH, EDWIN vs Abraham Batz 19 Dec. 1849 To collect on judgment made in court of Miami twp. Mont. Co.O. (pg.91)

REIGAL, DAVID adms. of Jonas Reigal dec'd. vs Elizabeth Reigal et al 30 Apr. 1850 Petition to sell land Perry twp. NW 1/4 S29 T5 R4- 160 acres except 4 acres off NW corner deeded to Mary

Tressel & incumbered by deed of David Reigal to Jonas Reigal dec'd. who obtained title secured to Eve Reigal during her natural life with possession of house etc. Jonas Reigal left widow Elizabeth & heirs: Mahala, Catharine, David, Mary Jane, Susannah, Rebecca, Lydia & infant unnamed, minors. Petitioner holds mortgage. (pg.94)

JOHNSON, CATHERINE vs Reuben R. Johnson 11 May 1850 Divorce Married 23 June 1847 and have 2 children. Reuben sent to State Pen ca 12 Dec. 1849. (pg.101)

KELLY, MARY ANN vs Samuel M. Kelly 21 May 1850 Divorce Marrried 10 Mar. 1830 and about 10 July 1849 committed adultry with Mary Bell. To have custody of children. (not named) (pg.102)

BENHAM, CATHARINE vs Richard Benham 11 Apr. 1850 Divorce Married 31 Mar. 1836 Mont. Co.O. she left him about 6 yrs. ago. They had one child Maria Benham about 12 yrs. old. Neglect & drunkeness. (pg.103)

MARTIN, PHIDELLA vs Levi Falkner & others 17 Dec. 1849 Fidelia Martin of Ohio & Mary Elizabeth Martin of Ind. owned lot 12 in Phillipsburg & had agreement to sell to John Falkner & took notes. John Falkner since died & left heirs: Levi, Mary Ann, Harriet, John Wesley, Sarah Jane, Margaret & Albert Falkner. Order of sale. (pg.104)

NEWMAN, ELIZA JANE vs Ancil Davison Campbell 24 Dec. 1849 Lot 18 on Zigzag St. in Dayton,O. bought from James Grimes since dec'd. of which warantee had not been recorded & sold to Campbell to be paid for by land warrrant for 160 acres he was entitled to as soldier in U.S. Campbell formerly of Wisc. received warantee & has left residence unknown. To get clear deed from heirs of James Grimes dec'd. Heirs of James Grimes: Louise, Elizabeth w/o Jacob Shepherd, Margaret, Newton & Susan Grimes, minors & Sarah Ann w/o Jefferson Achey. (pg.110)

HEMP, HENRY vs widow & heirs of Henry C.Bear dec'd. 24 May 1950 To receive a clear deed. Bear had lot in German twp. part SW 1/4 S7 T2 R5 4 acres 180 perches. Heirs: widow Catharine & Malinda of age, Thomas C., John P., George W., William H. Baer, last 4 minors. (pg.114)

HARSHMAN, JONATHAN vs John Steele & wife Elizabeth & Jesse Gerhard & others 24 Apr. 1843 Foreclosure John Steele of Clark Co.O. in debt to William & Jesse Gerhard & gave mortgage to John Steele Sr. & wife Elizabeth now dec'd. S5 T2 R8 & part SW 1/4 S35 T2 R8 25.92 acres. (pg.118)

DRILL, DANIEL & wife Ann, John W. Drill & wife Lavina vs George W. & Jacob A. Drill 22 Dec. 1850 Petition for partition of SE part of S9 T2 R6 295 acres owned by George Drill dec'd. Dower of widow Jemima Drill 61 acres 92 perches. Children: George W., Jacob A. & wife Mary Ann, Elizabeth w/o Samuel Claggett, Ann R. w/o Jazebad L. Ensley, Daniel & wife Ann, John W. & wife Lavina

Drill. (pg.122)

BRUEN, D.H. adms. of John Hall dec'd. vs Hannah B. Hall & others 14 Mar. 1850 Petition to sell lands to pay debts. Lots in Dayton,O. Left widow Hannah & heirs: Simpson & William P. Hall of Miami Co.O., Elizabeth w/o Andrew J. Campbell, Cynthia w/o Eli Macy, Austin Hall & minors Horatio, Samuel, George, Augusta, Mary & Joana Hall of Mont. Co.O. (pg.127)

KUHNS, AUGUSTUS vs George A. & Mary Ann Hark 24 May 1849 Received judgment & lien executed on lots in Texas, Madison twp. Miami Co.O. & George A. Hark had conveyed lots to his mother Mary Ann Hark. Order of sale. (pg.131)

HUFFMAN, WILLIAM & William Bomberger Jr. adms. of George W. Bomberger dec'd. vs Daniel B. Johnson & wife Norma. 10 Dec.1849 Foreclosure on lot in Dayton,O. (pg.134)

BIDLEMAN, JOHN vs Benjamin Hall, William Arnold, Elbridge H. Howe & Edward Howe et al 27 Dec.1849 Hall assignee of Howe's & sold their assets at public sale for creditors. Sold lot 9 in Dayton, O. and ask for clear deed. (pg.137)

BRADY, SAMUEL et al 5 Sept. 1850 Petition for partition of lot owned by Luther Bruen dec'd. in Dayton, O. Heirs: Priscilla w/o Samuel Brady, Daniel H. & Luther B. Bruen of Mont. Co.O., Eliza w/o Robert G. Corwin, Eleanor S. Bruen miner by guard. Susan D. (Bruen) w/o James O. Convey of Butler Co.O. (pg.139)

November Term 1850

BRANAM, REGANNA endorsee of James Bartlow vs William Sims, Charles G. Swain 4 May 1849 Bill of discovery. Recovered judgment of Sims & had execution levied on part of lot 9 in Dayton,O. Swain had lot for lien held & petitioner claims it was held in trust for Sims & ask judgment to be carried through. (pg.150)

ATKINS, WILLIAM vs Christopher Ferguson 27 May 1850 Mortgage on part of lot in Dayton,O. (pg.151)

CAMPBELL, LEWIS D. of Butler Co.O. vs Great Miami Turnpike Co. & Benjamin I. Irwin, David McChesney & Samuel Benett 5 May 1853 Tolls given to State to satisfy creditors & error made in amounts. Ask for correction & to receive what would have been paid without error. (pg.154)

CRAMER, DANIEL vs Solomon Cramer et al 17 June 1850 Petition for partition of SW 1/4 S16 T2 R7 67 acres also 60 acres in W part of NW 1/4 same sec. owned by David Cramer dec'd. Heirs brothers and sisters: Daniel & Solomon Cramer, Margaret w/o Jacob Swadner, Elizabeth w/o George Hatsock of Green Co.O., George Cramer of New York, children of brother Peter Cramer dec'd. of Mont. Co. viz: Anna w/o Samuel Stephens, George & William Cramer, Perry Green Cramer, Thomas Jefferson Cramer, Lucinda, Mary Ellen & Margaret Matilda Cramer and children of

brother John Cramer dec'd. viz: Elizabeth Ankney(widow), Thomas, John Cramer, Mary w/o John McClure & Isaac Cramer of Green Co.O. (pg.157)

CROUSE, CHARLES F. vs Achilles Baber & others 26 Apr. 1847 Jacob Resor adms. of Abram Crouse dec'd. sold land for debts & petitioner bought land & gave mortgage. Heirs: Charles F.(petitioner), Rebecca w/o Archilles Baber, Mary w/o John Kinsey, Elias & Emeline Crouse. Archilles Baber of near Ft. Wayne, Ind. owes debt to Charles F. Crouse who ask for Rebecca's share to settle debt. (pg.161)

HUESMAN, LEWIS adms. of Augustus Boettner dec'd. vs unknown heirs of dec'd., Charlotte Shoemaker & H.E. Pierce, Edward W. Davis, Mary A. Davis & others. 5 Oct. 1849 Petition to sell lots in Dayton,O. held by agreement from Henrietta E. Pierce, Edward M. & Mary A. Davis, Jeremiah H. & Elizabeth F. Pierce & Joseph C. Pierce by David Z. Pierce their Attorney in fact & for himself. Boetner dec'd. left widow Charlotte Shoemaker formerly Boettner to have dower. (pg.166)

EAKER, WILLIAM vs Joseph Stockmyer, Henry M. Brown, Benjamin M. Anderson 27 May 1850 Mortgage on lot in Dayton, O. (pg.169)

GOUDY, WILLIAM adms. of Jacob Gebhart dec'd. vs widow & heirs 1 May 1850 Petition to sell land, tract in S9 T2 R5- 25 acres. Note of George Gebhart dec'd. secured by mortgage. Jacob Gebhart left widow Reganna, dau. Phoebe w/o George Keizer, Samuel Gebhart of Mont. Co.O., Michael & Adam Gebhart of Butler Co.O., John P. Gebhart, dau. Hannah Brown dec'd. of Fountain Co.Ind. & Osea Gebhart of Hancock Co.Ind. (pg.172)

CATROW, ZEPHANIAH vs Augustus Kryder & wife Louisa 19 Sept. 1850 Foreclosure lot 169 Germantown & part of lots 168,182,187. (pg.175)

ZELLER, ABIA adms. of Christian S. Baker dec'd. vs Sarah Baker & others 7 Sept.1850 Petition to sell land- lots 19-20 & S 1/2 of 28 in Germantown,O. Left widow Sarah & heirs: Wilson, Charles, Emily, Kerdelia & Edward Baker, minors. (pg.179)

BAKER, DAVID C. vs William Cox 3 Mar. 1846 David Baker had 5 parts of 8 shares of Lodwick Shaw dec'd. of lot 53 in Dayton,O. & sold some to Cox who has not paid. Ask for sale for debt. (pg.182)

McCUTCHEON, JOHN & John Orr & wife Mary et al 1 July 1850 Complaint of Mary Glasbrenner since married to John Orr against John Walker for rape ca 2 Jan. 1850. McCutcheon was surety for Walker who made agreement with Mary to drop charges & gave notes. McCutcheon paid note & then believing it illegal ask for money to be returned. (pg.184)

ARNOLD, WILLIAM vs George Newcom & unknown heirs 20 Apr. 1850 James Hanna dec'd. had lot 251 Dayton,O. & sold N 1/2 to Lot Cooper & both had dec'd. ca 1830. To have clear deed. (pg.187)

SMITH, JAMES adms. of Henry Breitenback dec'd. vs Catherine & Jacob Losekamp & others 3 Sept. 1850 Petition to sell lots in Dayton,O. Left no widow or children: Brothers & sisters: Catherine Losekamp, Daniel, Catherine Elizabeth, Conrad, Elizabeth, Frederick & Mary Breitenback, minors except Catherine w/o Jacob Losekamp. (pg.188)

WOODS, YOUNG V. adms. of James Brown dec'd. vs widow & heirs. 31 July 1850 Petition to sell lot 5 New Lebanon,O. Left widow Barbara & children: Lucinda & William Henry Brown. (pg.190)

GEBHART, JONATHAN adms. of Conrad Baver dec'd. vs Mary Beaver, widow Jacob, John, David & Elizabeth Beaver, minors. 30 Aug.1850 Petition to sell SW 1/4 S7 T1 R6- 4 acres. (pg.194)

KOHLER, ELIZABETH vs John G. Kohler 27 Feb. 1850 Petition for divorce. Married Mont. Co.O. ca 3 yrs. ago & resided Dayton,O. Neglect & cruelty to have custody of children but not named. (pg.197)

SHIDLER, HENRY & Mary Leslie adms. of Thomas Leslie dec'd. vs Absalom & Catharine Leslie, Charles Reed, John & Henry Venus, E.C. Chew, Levi Hoffman, Oty Wysong, Joseph Archer, Elizabeth & Maranda Zehring 7 Apr. 1850 Lots 51,61,62 Farmersville,O. sold by verbal contract and farm in NW 1/4 S25 T4 R4-45 acres, & part NE 1/4 S28 T4 R4 & lots in Farmersville, 75,76 in Reed's Plat, also S35 T4 R4 -56.02 acres. Left widow Mary & minors Absolom & Catharine. Defendants heirs & those who bought or sold on contract. To settle estate. (pg.198)

WEAVER, WILLIAM & wife Sarah vs Henry Weaver & wife Eve et al 3 May 1850 Petition for partition. Petitioner claims legal right to 1/11 part of S12 T3 R4-125 acres in German twp. Catharine Beachler widow of Adam Beachler entitled to dower. Some of heirs sold their interest to George Gross & he has 5/11th shares. Heirs which sold to Gross being: 1.Eve w/o Henry Weaver, 2. Susan w/o John Wagner, 3. Maria Beachler, 4. Henry Beachler of Darke Co.O., 5. Catherine Beachler. Other heirs: 6.. Louisa, 7. Amelia, 8. Lucinda minors, 9. Elizabeth w/o Philip Izor of Preble Co.O., 10. Sarah w/o William Weaver, 11. heirs of Dena Beachler Weaver dec'd. former wife of Henry Weaver viz: Powell, Elizabeth, Mariah & Mary Ann, last 3 minors. (pg.211)

GARST, MICHAEL vs Brice Dills, Adam Speice & John Wise. 12 Sept. 1849. Garst & Dills partners in livery business in Dayton,O. Garst sold interest to Dills who was to inventory stock & pay debts & give notes to petitioner for his share. Claims money still due. (pg.216,220)

SEWELL, RICHARD vs Jacob & Ann D. Bosler & others 30 Feb. 1849 Received judgment but Jacob Bosler has no assets. Elias Boyer had conveyed part of lot in Dayton to Theodore, Edwin W. & Joseph M., Herman E. & Elizabeth M. Bosler, minor children of Jacob Bosler & made title bond to Ann w/o Jacob Bosler on 24 ft.

adjoining 25 ft. of minors with bldgs. Petitioner claims land bought in childrens name to defraud creditors. (pg.224)

HARSHMAN, JOSEPH et al vs Jonathan Harshman et al 20 Sept. 1850 Petition for partition of land of Jonathan Harshman of lots in Dayton & other tracts inc. S18 T2 R7. Heirs each to have 1/8th: Joseph, George W., Reuben D., Elizabeth w/o ? Huston, Catharine w/o Valentine Winters, Susan w/o Daniel Beckel, Jonathan Harshman & Jonathan Gorman minor by guard. John Rench. (pg.228,235)

TRESSLER. JACOB vs David Pettigrew, William, James, Mary, John, Abraham & Nancy Jane Brandon 15 July 1850 Petition for partition of S part S17 T2 R5 conveyed to David & Armstrong Pettigrrew by widow of James Pettigrew set off in lieu of dower, formerly held by Elizabeth Brandon dec'd. w/o Alexander Brandon who was d/o & an heir of James Pettigrew dec'd. Petitioner had purchased interest of Ann w/o Franklin Russell one of the children of Elizabeth Brandon dec'd. Other children of Elizabeth Brandon: Wiliam, James, Mary, John,. Abraham, Nancy Jane, & David Pettigrew who owns 7 or 8 shares the other 1/8 owned by Brandon heirs. (pg.241)

MASON, PHILIP VS Anna Maria Mason & John L. Bellville 24 July 1850 Philip Mason of Cass Co. Mich. & wife Ann Maria sold 110 acres S7 T1 R6 to David B. Eagle. They had separated & payment made to John Bellville as trustee of Anna Maria. She broke contract by adultry and an illigitimate child. He obtained divorce in Mich. and ask contract be cancelled. She has since divorce married Thomas Elwell. (pg.246)

KINNAMAN, THOMAS & Samuel et al vs John W. Becker 7 Sept. 1850 Petition for partition of 1/2 part of 67 acres off N end of NW 1/4 S3 T4R4 John W. Becker has 1/2 of tract as tenants in common. Heirs of J. Kinnaman dec'd. Thomas, Samuel, Washington, Walter, Elizabeth, and William Wilson son & only heirs of Nancy Kinnaman dec'd. & Rachel Atwood heir of Polly Atwood late Kinnaman dec'd., & Sally Neff late Kinnanan w/o Jonathan Neff of Ind. (pg.251,254)

RIFE, JOHN vs Sarah Rife divorce 11 Dec. 1849 Married 3 Mar. 1846. In Jan. 1846 Sarah committed adultry with John A. Lichy. John Rife to have custody of John A. Rife, minor child of marriage. (pg.257)

COMPTON, DILLY ANN vs Emery C. Compton 23 June 1849 Divorce Married 13 Mar. 1845 Mont. Co.O. & he left about 4 Aug. 1847. (pg.258)

NORRIS, WILLIAM vs John W. Norris 24 Aug. 1848 Petition er has title to N part of S5 R1 R6- 61 acres & devised title from John Coffman & wife Rachel. 5 acres in dispute & litigation. Ask for ejection of Norris from 5 acres. (pg.260)

WOOD, JONATHAN P. adms. of Lawrence Went dec'd. vs widow & unk. heirs 16 May 1850 Petition to sell lot 14 in New Lebanon. Left widow Nancy Went. Other heirs unk. in Germany where Lawrence Went was born. (pg.269)

PARTRIDGE, ISAAC N. vs Conrad Schlottenbeck & wife Agatha 13 Feb. 1850 Mortgage on SW corner NW 1/4 S26 T2 R7. 38 acres. Sale ordered. (pg.272)

OVERHOLSER, JOHN & others vs Catharine Overholser 145 May 1850 Children ask mother for accounting of money from sale of land in Darke Co.O. Children: John, Joseph, Henry & Benjamin. (pg.275)

STATE OF OHIO vs Samuel H. Davis & wife Mary B. & John Howard. 25 May 1850 Foreclosure on lot in Dayton,O. Samuel H. Davis now dec'd. Sale ordered. (pg.277)

GAY, JOHN W., William H. Johnson, Jonathan Phillips, David Este, Charles B. Truitt, William S. Pendleton, Robert W. D. Truitt, Levi Cook, Moses Cook vs James Newell, John Wilson, Samuel Rouzer. 6 May 1842 Newell in debt and assigned to Wilson Rouzer all goods for creditors. Petitioners partners, mostly of New York. (pg.284)

BROWN, HENRY M. vs Daniel Coffin, Jacob W. Griswald, Thomas Brown, John S. Inskip 3 Oct. 1848. Judgment granted against Coffin who had no assets. To attach money due Coffin from work building meeting house or church. Other defendants are the Committee of Meeting House. (pg.305)

BOREN, WESLEY vs Richard Chambers 8 Sept. 1845 Partners in brick laying business now dissolved. Chambers has records & Boran wants accounting of business. (pg.308)

WOOD, JOHN adms. of Abraham Hood dec'd. vs Susan & other heirs 14 Sept. 1846 Petition to sell land- 240 acres N part of S3 T4 R5 & E part of N 1/2 S24 T10 R3 of 124 acres except 80 acres off west end in Darke Co.O. which was sold at sale at Jacob Wood store in New Harrison, Darke Co.O. NE corner S3 T5 R4 21 acres. Left widow Susan, 2 sons John Andrew 6 yrs. on 14 Sept. 1846 & William Henry 3 yrs. 9 Mar. 1846. (pg.327)

FRISCHE, CHARLOTTE (widow) adms. of Frederick Frisch dec'd. vs unknown heirs 13 Sept. 1850 Petition to sell lands, lots in Dayton, O. & tract in Allen Co.O. SE 1/4 S27 T5 R5 & lot 1 in Mexico, Mont. Co.O. Left widow & infant son who only survived him a few days. Other heirs three sisters: Catharine w/o John Frederick Bettenhoke, Mary w/o John Frederick Scoffel Marie dec'd. left 2 children Regina Mary & John Frederick Ahlbrand, minors. (pg.336)

HALSTED, EDSON of Ind. vs Edward A. Peasley 4 Sept. 1849 Mortgage on lot in Dayton,O. Order of sale. (pg.343)

MILLER, JOHN by friend Abraham Darst vs Peter Odlin exe. of George W. Smith dec'd. & others 3 Jan. 1849. George Smith had been guard. of John Miller and has now died and Darst ask for money due to John Miller. (pg.347)

THIENPONT, EMANUEL of Portsmouth, O. vs Philip A. Smith & John Helbig 4 Spet. 1849 Mortgage on part of S28 T2 R6. (pg.349)

SCHAEFER, SALAVATOR adms. of John Schaefer dec'd. vs heirs 15 Nov. 1850 Petition to sell lots in Dayton,O. Four shares equally to heirs John & Salavator Schaefer & Louise w/o John Stephens & Magdalena Bess & John Stephens her trustee. (pg.351)

TAPSCOTT, JOSEPH vs Isaac Imboden & James S. Tapscott 23 July 1850 Foreclosure on lots 12,13,16 in Miamisburg. (pg.353)

SMITH, SAMUEL F. & William W. vs Robert Dunlap & H.L. Brown adms. of David Stone dec'd. 9 May 1850 Mortgage on lots in Dayton,O. Order of sale. (pg.355)

THOMPSON, RALPH L. vs Henry Lockhard & wife Christena of Miami Co.O. 20 May 1850 Mortgage on lots in Dayton,O. Order of sale. (pg.358)

McKINNEY, WILLIAM J. adms. of Henry H. Regans vs heirs of dec'd. 18 Feb. 1847 Henry H. Regans died 25 Apr. 1838 leaving widow

Mary Ann since married to William Wise of Miami Co.O. & children Elizabeth of Mont. Co.O. & Jeptha of Miami Co., minors. Henry Regans dec'd. tenant in common with his mother Elizabeth Regans, since Elizabeth Aughenbaugh, since dec'd. in part of lot 81 original in Dayton.O. Petition to sell to settle debts. (pg.361)

RANKIN, JAMES vs James Clemmer et al 9 Aug. 1850 Petition for partition N 1/2 SW 1.4 S8 T4 R4 -80 acres in Jackson twp. Heirs of John Rankin dec'd. (no widow), Frances w/o Andrew Clemmer, Josephus, Robert, Eliza Jane, John Newton & James Rankin. (pg.364)

WILSON, ERASTUS adms. of Daniel Roll dec'd. vs James Loughton & wife Frances Ann, Ezra Taylor & Joseph Crawford 4 May 1850 Foreclosure on lot 4 Vandalia,O. (pg.366)

NEIBEL, DAVID & wife Malinda vs other heirs of Jacob Neibel dec'd. 3 July 1850. Petition for partition of NE 1/4 S20 T1 R6- 160 acres. Heirs of Jacob & Christena Neibel both dec'd.: David, Catharine, Cynthia, Elizabeth w/o Samuel Dubs, Margaret w/o David Hetzel, & John Neibel dec'd. left widow Rebecca & children: Jeremiah, William, Alfred & Sarah Jane. (pg.373)

KNECHT, ADAM adms. of John Adam Kline dec'd. vs Augustus Kryder 17 May 1850 Kryder & wife Louise mortgaged Germantown Hotel at Market St. in Germantown known as Tavern owned by William Emerick & Israel Miller & sold to Kryder 1846. Order of sale. (pg.379)

KINSELL, MICHAEL & wife Elizabeth et al vs other heirs of David Olinger dec'd. 13 Apr. 1850 Petition for partition on part S29 T2 R6-1 acre 8 poles. Left 5 heirs: Elizabeth w/o Michael Kinsell, Sarah w/o Samuel Stepleton, Ellen Ann, Nancy Jane & Margaret Olinger. (pg.381)

WOODNUTT, YORKE & Co. vs Christopher C. & William Emerick & others. 7 July 1850 Mandate- Deed made for use of Christopher C. Emerick & wife & children & petitioner ask that it be annulled & sold for debt. He owned 1 acre S18 T2 R5. (pg.384)

BOMBERGER, WILLIAM JR. adms. of George Shartle dec'd. vs Joseph Swaynie 21 May 1850 Petition to carry out contract of dec'd. for lot in Dayton,O. George Shartle left Elizabeth now w/o Joseph Swaynie of Clark Co.O. & David Shartle of Mont. Co.O. & Mary C. Shartle of Maryland, minors. (pg.387) Petition to sell land- 13.15 acres pg.487 & 499.

FORSYTHE, ELI J. vs Granville Shelly & Samuel Woodman 25 May 1849 Granville had made deed for 66 1/2 acres inSE 1/4 S10 T3 R5 to his father-in-law Samuel Woodman for use of his wife Nancy & son John W. born 16 July 1847. His mother Sarah Shelly was security for debt due. Granville left May 1848 and enlisted in U.S. Army & lately returned & committed adultry with Margaret Wilson. His wife obtained a divorce Apr. 1849. Forsythe beleived deed made so he couldn't collect debt. (pg.389) Mandate Dismissed. (pg.434)

TREON, HENRY vs Francis Treon et al 14 June 1849 Land sold 100 acres part SE 1/4 S30 T2 R5 to Peter Treon. Mandate - land sold less 8 acres conveyed by Peter Treon to Henry Treon & wife Eve. (pg.395) Mandate pg.470 sale confirmed.

APRIL TERM 1851

ANDERSON, JAMES of Warren Co.O. vs Israel Harris 7 Oct. 1850 Constant Champion late of Boone Co.Ind. dec'd. gave mortgage on part NE 1/4 S17 T3 R5- 20 acres & then sold to Harris. (pg.400) Mandate- dismissed (pg.431)

BROWN, JOSEPH A. & Jacob A. Johnson adms. of Derrick Barkalow dec'd. of Warren Co.O. vs Adam Millman & wife Mary & Isaac Parry 7 Sept. 1848 Mortgage on NW 1/4 S3 T5 R4- 72 acres. Sold two tracts 67 acres of N end & 5 acres adjoining Johnsville.(pg.402)

ANDERSON, CHARLES & ELIZABETH CERVIS et al vs heirs of Ephraim Anderson dec'd. 13 Sept. 1850. Petition for partition & dower. Tract in Warren Co.O. from Ruth Anderson, widow of Charles Anderson dec'd. 98.85 acres in SW 1/4 S9 T3 R5 not including 1 acre for school house on NW corner, tract in Mont. Co.O. SE 1/4 S17 T3 R5-56 acres & N part SE- 10 acres & N part SE 52 acres, 3 tracts in Miami Co.O. SE 1/4 S2 T2 R12-160 acres & part NE 1/4 S19 T2 R2. Heirs: Sarah Anderson, widow, Charles, Elizabeth w/o Wilson Cervis, Elizabeth, Deborah, Mary Ann w/o John Weller of Warren Co.O., Rebecca w/o Thomas Steth of Miami Co.O., Ruth Ann & Eunice Anderson, minors of Mont. Co.O. (pg.408)

BROADWELL, J.& J. PLUNKETT adms. of Silas Broadwell dec'd. 3 May 1850 Petition to sell Decree obtained by Silas Broadwell vs Great Miami Turnpike Co. assigned to stock in company. Stock to be sold. (pg.415)

DAVIDSON, JOHN SMITH vs David Bowersock & wife Micah 31 Jan. 1850 Petition to sell. Mortgage on lot in Dayton,O. (pg.416)

BOTHAST, ELEANOR, widow, adms. of Martin Bothast dec'd. vs heirs. 8 Nov. 1850 Petition to sell lot in Dayton.O. Left widow, & children: George, Louisa, Martin, Amelia, Henry & John. (pg.417)

COX, ELEANOR vs Kelly Cox- 24 June 1850 Divorce Married 20 Mar. 1825 Clark Co.O. He left Mar. 1850 & committed adultry with Ann Donna D. Gibbons. (pg.420)

SHAFFER, MARY ANN vs Timothy Shaffer 21 Dec. 1850 Divorce Married 9 Oct. 1848 Putnam Co.O. Claims she married him believing he had a home & never been married. Found later former wide had just divorced him & he had 3 children. Cruelty- Annulled. (pg.421)

COLLINS, JAMES vs John Sayre 7 Sept. 1849 Foreclosure Mortgage on lots in Dayton. O. (pg.422)

BOMBERGER, WILLIAM JR. adms. of John W. Dickson dec'd. vs Abraham Moler & wife Charlotte, William VanCleaf, John C. Bell & William L. Darren 21 May 1850 Petition to sell Mortgage on lots in DAyton.O. (pg.426)

HART, RALPH S. adms. of Jonathan L. Arnold vs Martha Arnold et al 23 Sept. 1851 Petition to sell Lot 2555 in Dayton,O. Widow Martha Arnold & minor children: Benjamin C., Olive & Albert S. (pg.431)

COMLY, WILLIAM F. & James Stover adms. Joseph Hewes dec'd. vs Flora Hewes (widow), & minor heirs. 20 Sept.1850 Petition to sell land -lot in Dayton,O. Children: Joseph, Samuel, Sarah Judah Hewes. (pg.434)

HATFIELD, WILLIAM J. vs Elizabeth & Joseph Swaynie & Mary C. Shartle 18 Nov. 1850 Petition for partition. Part of out lot in Dayton 1 acre 128 perches set off to Matilda Shartle now Matilda Pickel as dower. Elizabeth w/o Joseph Swaynie of Clark Co.O. & Mary C. Shartle minor tenants in common. (pg.437)

OGAN, JAMES adms. of George W. L. Gulich dec'd. vs Eleanor Gulich et al 21 Sept. 1850 Petition to sell lot in Dayton.O. Left widow Eleanor & 3 sisters: Mariah M. Gulich, Celia A. w/o Joseph Hornbeck & Julia A.L. w/o John Burns. (pg.438)

KNECHT, ADAM adms. of John A. Kline dec'd. vs William Fowler & wife Mary 2 Mar. 1851 Morttgage on lot in Dayton,O. Order of sale. (pg.441)

KINSELL, ABRAHAM et al vs Mary Ann Kinsell et al 31 Jan. 1851 Petition for partition of S29 T2 R6- 100 acres. Heirs of Jacob Kinsell Sr. dec'd.: Abraham, Michael, George, Mary w/o George Wogoman, Elizabeth w/o Christian Reaser, dau. not named, died since father, Jacob Jr. dec'd. leaving widow Catharine & Mary Ann & Jacob Kinsell, minors. Abraham has his share & his brother Michael's share & share of sister dec'd. (pg.444)

KLAVER, HENRY vs John G. Bustly & wife Christena of Butler Co.O. 18 May 1850 Foreclosure Mortgage on lot 25 Vandalia,O. (pg.447)

IDDINGS, BENJAMIN vs Richard Sandham 27 May 1851 Mandate-dismissed. (pg.450)

JOHNSON, WILLIAM vs Dennis C. Johnson 24 Sept. 1850 Petition for partition of S33 T2 R8. Tenant in common with Mary E. Johnson- since dec'd. and left her half to Dennis C. Johnson, minor 19 yrs. (pg.451)

McKINNEY, WILLIAM J. & George W. Malambie exe. of Jacob Malambie vs Ellen Malambie et al 27 Jan. 1851 To complete contract of deed to Robert Hudson for lot in Dayton.O. Heirs: Widow Ellen, & John A., Mary w/o Thomas V. Doup, Stephen D., James M., Albert R. Malambie, last 3 minors. (pg.455)

MERRIAM, LYDIA (widow) adms. of Ira Merriam dec'd. vs William H. Merriam 21 Sept. 1850 Petition to sell lot in Dayton,O. Left widow & son William H. Merriam. (pg.457)

OVERHOLSER, JOHN et al heirs of Jacob Overholser vs Catharine Overholser et al 3 May 1850. Jacob Overholser bought NW corner NE 1/4 S17 T5 R5- 60 acres in trust for care of his wife at his decease. Children filed for personal assets. Heirs: John, Joseph, Benjamin & Henry, Susan, Elizabeth w/o Philip Phillips & grandchildren Jacob & Moses Holsapple. (pg.460)

RESSLER, JACOB FREDERICK of Berks Co.Pa. vs Michael Ressler et al 27 June 1850 Petition for partition. Andrew Ressler of Mont. Co.O. dec'd. owned lot 106 in Miamisburg, part of NE 1.4 S25 T1 R6= 5 acres 5 poles, & NW 1/4 S 19 T1 R6-54.25 acres, also frac. SE 1/4 S25 T1 R6=3 acres. Left brothers & sisters: 1.Jacob & 2.Michael Ressler of Mont. Co.O., 3.Christian of Shelby Co.Ill., 4.Barbara Rehly of Mont. Co.O., 5.Regina Eshinger dec'd. her children: Henry Eshinger of Preble Co.O., Christian, Frederick, Christena of Wurtenberg, Germany, & Christena Litzemberger of Mont. Co.O. 6. John Adam Ressler dec'd.heirs: John, Christian, Regina, Henry 16 yrs., William 7 yrs., Fredericka all of Wurtenburg, Germany. Also left widow Mary Ressler of Mont. Co.O. (pg.463)

SMALL, RICHARD vs Jacob Bosler et al 24 May 1851 Mandate= case dismissed (pg.470)

TREON, JOHN et al vs John W. Harries et al 24 May 1851 Ask to withdraw collatoral held by assignee of judgment. (pg. 471)

RIFE, JOHN S. adms. of Abraham Rife dec'd. vs Sarah Rife & John P. Achey, Sarah & Henry Rife minors. 23 Jan. 1850 Petition to sell lot N 1/2 of 57 in Miamisburg. Left widow Sarah & John S. Rife. Adms. is brother of Abraham and in 1840 legally married Sarah Rife, widow. (pg.473)

TATE, JOSEPH et al vs Susan J. Tate- widow & Susan W. Tate widow of John Tate dec'd. 23 Apr. 1851 Petition for partition of Part S19 T2 R6- 150 acres also NE 1/4 S24 T3 R5 & SE 1/4- 2 acres & in Shelby Co.O. NE 1/4 S3 T7 R6-160 acres. John Tate died ca 1842 Wash. twp. Mont. Co.O. & left heirs: Joseph, John W., William P., James S., Andrew, David W., Robert & Susan J. minor 16 yrs. Dec. 16,1850. (pg.477)

ZEHRING, ELIZABETH of Butler Co.O. vs Oty Wysong & wife Malinda 19 Sept. 1850 Foreclosure Mortgage on lot 1 in Farmersville,O. pg.481)

SHOENBERGER, JOHN ERHARD vs Edward A. Peasly 23 Sept. 1850 Foreclosure Mortgage on land from father Aaron W. Peasley & tract from Steward Mead 19 acres. S32 T2 R7 & lots in Dayton,O. (pg.482)

SOWDERS, REBECCA vs Peter Sowders & others 21 Jan. 1851 Petition for dower of W 1/2 of NE 1/4 S31 T5 R4 -80 acres Jacob

Sowders died ca 1 Dec. 1850 left widow Rebecca, & children: Peter, Henry, Isaiah, John, Mary Ann, Susannah & Elizabeth Sowders. (pg.485)

HATFIELD, WILLIAM J. adms. of George Weaver dec'd. vs Margaret Weaver et al 13 Dec. 1850 Petition to sell lot in Dayton, O. Left widow Margaret & minor children, Martin & Georgiana. (pg.499)

ZELLER, JOHN vs Isaac Long & wife Bethany 18 Sept. 1850 Foreclosure lot 158 Germantown, O. (pg.502)

SCHAEFFER, SALAVATOR vs W.R. Chadwick & wife Rachel & Francis Estabrook 19 May 1851 Foreclosure 70 acres off W end NE 1/4 S3 T4 R4 Jackson twp. (pg.505)

SMITH, THOMAS J.S. vs Sarah Jane & Benjamin Mull, Abner & George W. Fox 17 Sept. 1850 Foreclosure on lot in Dayton,O. William H. Fox now dec'd. left wife Sarah Jane & 2 minor children Abner & George W. Fox. Sarah Fox now married to Benjamin Mull. (pg.506)

GOUDY, WILLIAM & Julia S.L. Smith adms. of Silas H. Smith dec'd. vs Phoebe Smith 24 Dec. 1850 Petition to sell land -lot 64 Miamisburg,O. Left widow Julia S. Smith & 2 children: Phebe & Kelly Smith who reside in Cincinnati,O. (pg.509)

SMITH, THOMAS J.S. vs Barnabas Cook 27 May 1850 Foreclosure lot in Dayton,O. (pg.511) vs. Benjamin Burns & wife Cynthia & Jacob Harshman 11 Sept. 1850 foreclosure lot in Dayton,O. (pg.514)

SMITH, SAMUEL F. & William W. vs City of Dayton,O. 11 July 1849 Petitioners trustees of Letitia C. Backus. City filled lot which they claim was a health hazzard & put a charge on lot for work done. (pg.516)

ZEHRING, ELIZABETH vs Oty Wysong & wife Melinda 19 Sept. 1851 Mortgage on lot 1 in Farmersville,O. (pg.519) Reed, Charles vs Oty Wysong mortgage on lot 62 thru 65 & 51 & 52 in Farmersville, Ohio. Mortgage. (pg.530)

SHUEY, LEWIS & Jacob vs Oty Wysong & William Zehring 10 Aug. 1850 Partners- Lewis Shuey & Son & Wysong in debt & Shuey claims Zehring holding property for Wysong in Jackson twp. (pg.523) KERN, JOHN vs Oty Wysong & John & William Zehring- debt (pg.525) STAMP, JOHN & Henry Gunckel vs same as above 19 Aug. 1850 (pg.527)

KOHLER, MARY ANN vs Adam Kohler divorce 17 Aug. 1850 nothing more written (pg.528)

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BECKER, DANIEL & Samuel adms. of Henry Becker dec'd. vs widow & heirs 28 Apr. 1851 Petition to complete contract part of SE 1/4

S20 T3 R5 150 acres. Agreed to sell son Solomon 2 acres off SE corner. Widow Susannah, now dec'd., heirs: Daniel, Solomon, Samuel, Jacob, George, Christian, John, last a minor. (pg.1)

BURNETT, CORNELIUS & Wilson & Ingram vs Joseph S. Shafer, James & Nancy Slaght 18 Apr. 1851 Mortgage. (pg.3)

HARKER, WILLIAM adms. of Samuel F. Harker vs Thomas McClure & wife Sarah & Dayton Hydrolic Co. 12 Dec. 1850 Mortgage on lots in Dayton.O. (pg4)

TORRENCE, GEORGE P. & Lewis Whiteman exe. of James Findlay dec'd. vs Peter & John Voorhees, John W. Harris & William Eaker. 22 Jan. 1851 Mortgage on part of E 1/2 S34 T2 R7 outlot 6 Dayton,O. Sale ordered. (pg.7)

GEBHART, SIMON & Co. vs Anna & Jacob Landis, Eliza Hylton, Edward A. Peasley & Joseph H. Steele 28 Dec. 1850 Petition to sell. Thomas B. Hylton owned lot in Dayton.O. Left minor child Elizabeth & widow Anna now w/o Jacob Landis. (pg.10)

KELSEY, J.M. vs William Kelsey & others 30 Aug. 1851 Petition for partition- lot 19 Centerville, O. SE 1/4 S25 T2 R6- .42 acres. Heirs of Daniel C. Kelsey dec'd.: J.M., William, J.S. & wife Cornelia, Mason & wife Ann Laura, Jesse Jr., J. Milton, Charles, Mary Elizabeth, last 3 minors, Rebecca A. w/o Napoleon B. Bailey, Hetty Rebecca & William Joseph Silver. (pg.16)

SCHAEFFER, THOMAS adms. of Alley Grove dec'd. vs Theresa Talbott & George G. Shoup 2 May 1851 Alley Grove has life interest of assets of George Grove dec'd. She was to will any assets remaining at her death to his sister & may give to her sister, but not more than 1/3rd. She willed to her sister Theresa Talbot of Ky. & to Alice Casad d/o John Casad which she then revoked & 2/3rd to George G. Shoup of Ind. s/o George Shoup. These were children of sisters of George Grove dec'd. To settle estate. (pg.18) 7 Sept. 1852 Will of Alley Grove was illegal & void as it did not give to George G.Shoup or any or all of children of sisters of George Grove dec'd. to have 2/3rds. that remain at her dec'd. (pg.647) Mandate- will - codicil valid, will invalid. Shoup to have 2/3 & Talbor 1/3rd. (pg.670)

MILLER, HANNAH vs David C. & Sophia Baker 21 Jan. 1851 Foreclosure lot 9 frac. part S27 T2 R6 of 10 acres. (pg.22)

BEARDSHIRE, SAMUEL guard. of Daniel Webster Neff s/o Samuel Neff 7 Jan. 1851 Both parents dec'd. Petition to sell land frac. S14 & 15 T2 R6 -236 acres. Daniel Neff dec'd. left widow Elizabeth Neff & 9 children. Guard. wants share of Daniel Webster Neff age 5 yrs. sold. (pg.28)

MILLS, HENRY vs John Mills et al 3 June 1850 Petition for partition. Tract S18 T3 R5- 139 acres except SE corner & tracts in Greene Co.O. S 1/2 S12 T3 R5 & part Sec. 17. Heirs of Richard Mills dec'd. widow Catharine Mills & 1. Henry Mills of

Greene Co.O. 2. John 3. Nancy, minor 4. Sarah w/o Stephen Sarvis 5. Clarissa E. w/o John Hatfield, 6. Martha w/o Jacob Stevens, 7. Mary w/o Joseph Clark, 8. heirs of Ira Mills dec'd. Emily, Daniel, Elias, Jonathan Mills, minors of Miami Co.O. 9. heirs of Lydia Davis dec'd. Jane w/o Harrison Hozier of Greene Co.O., Celestia w/o Isaac Austin & Harriet Davis minor of Greene Co.O. 10. heirs of Jonathan Mills dec'd. William, Charles, Peter, Henry, minors, Eliza w/o William Johnson, Lydia w/o Daniel Tressler & Elias Mills of Mont.Co.O. 11. heirs of Hannah Road dec'd. Samuel & William minors of Greene co.O. 12. Letitia Jacobs of Hamilton Co.O. Also named Ann Sarvis of Greene Co. maybe same as Sarah Sarvis as there were 12 shares. (pg.33)

STATE OF OHIO vs Abel Fowler & wife Catharine 5 Feb. 1851 Mortgage on 9 acres S33 T2 R6 Order of sale. (pg.44)

SHARP, SAMUEL vs Elias Favorite & County Fund Commissioners 12 Dec. 1848 Foreclosure mortgage on lot in Dayton,O. (pg.46)

STATE OF OHIO vs Daniel Wilhlem & wife Barbara of Preble Co.O. & Jacob Lodge & David Myers 25 Jan. 1851 Mortgage on 1/2 of NR 1/4 S19 T3 R6 -89 acres Order of sale. (pg.49)

PARTRIDGE, ISAAC adms. of Hannah Stone dec'd. vs Edward A. Stone et al 18 Dec. 1850 Petition to sell land. Hannah Stone dec'd. ca Aug. 1850 owned lot in Dayton,O. Heirs: William B. & Edward N. Stone of Miss., Hannah w/o Amos Richard of Clark Co.O., Sophia w/o Richard Sears of N.Y. City, Frances B. w/o Francis E. Phelps. Francis Stone dec'd. left 2 minor children: Charles & Mary Stone of Dayton,O. Also mentioned William Griffin of Pa. (pg.51)

HATFIELD, GEORGE adms. of Charles Snyder dec'd. vs Oren D.& Ann Finch, Henrietta Snyder et al 31 Jan.1850 Petition to sell land- lot in Dayton,O. Left widow Elizabeth Snyder & children: Ann w/o Oren Finch, Henrietta & Josephine Snyder & 3 minors George, Charles & Mary Snyder. (pg.54)

PARROTT, WILLIAM vs Daniel & Lucinda Coffin, Jacob W. Griswald, Joseph L. Reed, Henry M. Brown, John W. Miller 13 Sept.1849 Mortgage on lot in Dayton,O. Order of sale. (pg.57)

HYDESMAN, JACOB vs Eliza Hydesman 11 June 1851 Divorce Married more than 10 years ago in Pa. where she now resides. Claims she was pregnant when he married her & delivered 6 mons. after he first met her. She left few months after marriage. (pg.65)

KLEMKNECHT, ELIZABETH vs Goerge V. Wood guard. of Frederick Klemknecht-an insane person 14 Aug. 1850 Married 16 Feb. 1839 Mont. Co.O. & have 3 children: Margaret 9 yrs., Caroline 7 yrs., Henry 5 yrs. Frederick at state asylum at Columbus. Owned land Mad River twp. SE corner NW 1/4 S35 T2 R7- 6 acres. Deed made for part & balance made to children. (pg.66)

PROTZMAN, ELIZABETH guard. of Rodger & Catharine Protzman & Joseph Harshman guard. of William & Benjamin Protzman vs other

heirs of Henry Protzman dec'd. 24 Dec. 1849 Petition to sell land- NE 1/4 S9 T3 R6-160 acres. Left widow Elizabeth & heirs: Rodgers, Catharine, William & Benjamin, minors & John, Oliver & Caroline w/o Joseph Harshman- each 1/7th share. (pg.68)

SWARTZELL, MATTHIAS guard. of heirs of Enos Wilson dec'd. vs heirs of dec'd. 2 Dec. 1850 Petition to sell land- SE corner S7 R4 Jackson twp. 100 acres and part SW S7 T4 R4 -20 acres. Heirs: Elizabeth (widow), Maria, Sarah Jane, Daniel, Rosannah, Enos of Butler Co.O., Elizabeth & Catharine. Elizabeth the widow now w/o George Strader, QC of her dower interest. (pg.72)

PEASE, GEORGE & David Lamme adms. of Edward Pease dec'd. vs Martha (widow),Oliver & Horace of age, Albert, Perry, Joseph, Elizabeth, Mary Ellen, minors 18 Apr. 1851 Petition to sell land S3 T1 R6-35.26 acres & S9 of 23 acres. Horace Pease of Dayton,O. Mortgage held by Horace Pease of Dayton,O. not the same as above Horace. (pg.76)

HUESMAN, LEWIS amds.of George Shade vs Rebecca Shade (widow) & only child Mary Shade. 8 Apr. 1851 Petition to sell lot in Dayton,O. (pg.80)

LUDY, SAMUEL vs John, John A. & Joseph Orth & Michael Gross, William Horning 2 May 1850 To collect on a judgment. (pg.82)

LAROSE, SAMUEL S. & wife Sarah Jane, Lewis S. Larose & wife Mary vs Frederick H. Hoover father & guard. of Hanna Catharine & Miranda & John Alexander Hoover, minors. 18 Feb. 1851 Partition of 1/3 part SW S7 T1 R6- 50 acres also lot 23 in Miamsiburg. (pg.83)

WALTERS, JEFFERSON vs George D. Fennimore of Darke Co.O. 10 Sept. 1850 Mortgage on lot in Dayton,O. Order of sale. (pg.89)

WHITMORE, JOHN W. vs John B. Hillary & Frederick Myers 10 Feb. 1849 To collect debt. (pg.90)

NOVEMBER TERM 1851

SHREVE, LEVIN L. & Thomas T., L.Pogue, Archibald Powell vs Sarah (widow), Sally, T.Truxton, Virginia & Molly McCandless minors- heirs of James McCandless dec'd. 3 Apr.1847 Partners of Shreve & McCandless & Co. of Cincinnati. Gest & Mills of Dayton,O. in debt to them & gave mortgage on lot in Dayton in McCandless name. James McCandless now dec'd. & heirs to make deed to Pogue & Powell to dissolve Co. (pg.103)

HENBY, JOHN vs Edward Newcom, John Ennis & Daniel M. Curtis adms. of John Gallahan 15 Dec. 1849 John Gallahan died ca 20 July 1849. Left estate to Martha Jane Leslie since dec'd. Henby & Newcom co-tenants in lot in Dayton & Newcom sold to Gallahan with Henby agreeing. (pg.109)

HARTER, MARY by Jacob Reasor vs Margaret Harter (widow), Andrew

S. 11 yrs., Benjamin G.W. 7 yrs., Henrietta Harter 4 yrs. heirs of Henry Harter dec'd. of Miami Co.O. 2 Mar. 1850 Petition for dower to be set off. Henry Harter died 24 Aug. 1846 & owned lot in Dayton,O. Mary Harter age 16 yrs., other children with mother in Miami Co.O. (pg.114)

KERCHER, HENRY adms. of John Kercher dec'd. vs John Kercher et al 30 Apr. 1850 Petition to sell land to pay debts. Tract in Defiance, O. SW 1/4 & S 1/2 of NW 1/4 S29 T3 R4=241 acres. Left no widow & heirs: John, Michael of Wabash Co.Ind., Henry, Elias, Peggy w/o Valentine Gebhart, William, Joseph K., & Theodore Kercher both minors. (pg.117)

BASORE, JOSEPH guard. of Sally Stover et al vs Sally Stover et al 21 June 1850 Petition to sell land- 7 acres 18 perches part W 1/2 S27 T4 R4 Minor children of Frederick N. Stover dec'd.: David, Daniel, Sally, William & Henry Stover. (pg.121)

DODSON, JOSEPH B. H. guard. of Elizabeth Powell- insane vs ex parte 19 Sept. 1850 Petition to sell land, lot in Dayton,O. Elizabeth Powell in State Asylum. (pg.124)

HEATER, SIMION adms. of George W. Heater dec'd.vs widow & heirs of George W. Heater 23 Spet. 1850 Petition to sell to pay debts SW corner SE 1/4 S22 T5 R4 1 sq. acre. Left widow Elizabeth, Rachel, Isaac, William,& Gideon,minors. Jackson twp. (pg.127)

MORRISON, JAMES B. vs George Owen & Stephen Hagenbough & Peter Odlin 23 Sept. 1850 Morrison had bought lots in Dayton,O. & others had judgment on Owen & lot ordered sold. Morrison ask for his equity in lots as Owen also has 122 acre farm to satisfy judgments. (pg.129)

KRETZER, JOHN vs David Kretzer & wife 23 Nov. 1850 Vestal Hutchins & wife Elizabeth gave deed to George & David Kretzer for NW 1/4 S33 T3 R6 & true place is NE. George Kretzer judged insane and his guard. & David Kretzer to have corrected deed made o John Kretzer. (pg.132)

BURNS, JOHN vs Jeremiah M. Burns 19 Dec. 1850 Both had purchased dower interests of Cynthia Burns for $100. annully in E 1/2 lot 102 in Dayton,O. Traded for another lot to plat & sell lots & money to be put in stock for money due Cynthia. John claims Jeremiah in debt & squandering & won't be able to pay his share due Cynthia. (pg.135)

DODDS, THOMAS vs John Hughes & wife Elizabeth now of Ind. 14 Jan. 1851 Mortgage on lot in Dayton,O. Hughes a collector of Great Miami Turnpike Road Co. & was to pay creditors. Ask for sale for debt. (pg.139)

HESS, MARY M. vs Charles Fitzimmons 13 Jan. 1850 Mortgage- order of ssale. (pg.142)

SCHAEFFER, SALVATOR vs Thomas Stephens & Adam Schaeppin 14 Feb. 1851 To collect debt. (pg.146)

FETTERS, SAMUEL & wife Catharine vs Daniel Longnecker grantee of David, Joseph & Andrew Fouts heirs of Andrew Fouts dec'd. 26 Mar. 1851 Partition of 1 acre Randolph twp. 1/4 of N side S15 T5 R5. Longenecker & wife formerly Fouts purchased share of David Fouts. (pg.147)

FETTERS, PETER & wife Mary Ann (d/o Andrew Becker) vs John 18 yrs. & Elizabeth 15 yrs. Becker, minor heirs of Andrew Becker dec'd. & James Bartmas guard. of Augustina Becker widow of Andrew Becker dec'd. 21 Mar. 1851 Petition for partition of SE 1/2 S4 T5 R5 except 12.08 acres to John Becker- 106.11 acres. Mary Ann, John & Elizabeth each to have 1/3rd. (pg.150)

FRITCHEY, BENJAMIN vs Valentine Locks & Mary Diffendal 6 Mar.185 Mortgage on lot beginning lot 3 N line at store in Schenckville sometimes called West Baltimore, Clay twp. S7 R6 R4 45 rods. Order of sale. (pg.154)

ENNIS, JOHN M. adms. of Samuel Harrison dec'd. vs unknown heirs 28 May 1851 Petition to sell Land Warrent #45034- 160 acres Order of sale. (pg.157)

JOSELYN, GEORGE vs Henry S. Joselyn 19 July 1851 George father of Henry b. ca 8 Oct. 1849 received $10. form Aunt Matilda Neuvour of England for Henry. Money invested in lot in Henry's name & now George would like to sell. (pg.159)

SMITH, SAMUEL F. & William W. vs widow & heirs of George L. Creager dec'd. 18 Apr. 1851 Mortgage on lot in Dayton,O. Left widow Sophia & minor Georgiana. Order of sale. (pg.161)

REED, CHARLES of Rush Co.Ind. vs Oty Wysong, John Zehring & William Zehring 10 Sept. 1851 lot 55-56 Farmersville- mortgage. Wysong now resident of Fulton Co.Ind. (pg.164)

SMIZER, HENRY application to vacate plat in addition to Dayton,O. 11 June 1851 Laid out lots 3631 to 3693 of Dayton,O. East of Main. Recorded by mistake. (pg.166)

HAYES, CATHERINE vs David Hayes 23 June 1851- divorce Married 1842 & had female child which died shortly after birth. He lived with her about a year after marriage. Cruelty & neglect. (pg.167)

PFISTNER, GEORGE vs Margaret Pfistner 22 Sept. 1851 Divorce Married ca Sept. 1840-41 Margaret Pflaum in DAyton,O. Lived together 2 years & he left & went to Cincinnati & ca 6 weeks ago returned. He had kept her & her son by former husband. She then left him. (pg.168)

WOLF, JOHN vs Catherine Wolf 13 July 1851 Divorce Married Catharine Smith- Randolph twp. Mont. Co.O. May 1848 & they have no children. She left after 3 months & now living with John Blackburn in Dayton,O. (pg.169)

DAVIS, MARY ANN vs Morris S. Davis 8 July 1851 Divorce Married 24 Sept. 1850 at Xenia, Green Co.O. & lived together till last Jan. 1851. He left for Springfield & took up with another woman. Later went to Cincinnati, New Orleans & back to Ohio. (pg.170)

WHITEMAN, JAMES vs James Harvey Hart & Albert E. McClure 29 May 1851 Judgment awarded (pg.171)

PROTZMAN, JOHN & WILLIAM vs Elizabeth, Roger, Benjamin Franklin minors & Catharine, Caroline w/o Joseph Harshman 2 Sept. 1851 Petition for partition of 113.26 acres in S10 T2 R6, 103 acres in S15 & 10 acres S16. Heirs of Henry Protzman dec'd. widow Elizabeth & children: Oliver, Benjamin, Catherine, Rodger, John, William, Caroline w/o Joseph Harshman. Oliver & wife Laura M. Protzman sold their 1/7th share to petitioner. (pg.172)

KIZER, DANIEL adms. of Samuel Parke dec'd. vs Rebecca C. Park, The American Colonization Society, The American Bible Society & The Western Foreign Missionary Society 21 May 1851 Petition to sell land- lot 5-S5 T1 R7 Mad River twp. 10 acres; & 4 acres of lot 9 S27 T2 R6 Harrison twp. Left widow Rebecca C. Park & at her death 1/2 to A.M.C., 1/4 to A.B.S. & 1/4 to W.F.M. (pg.179)

SHOUP, SAMUEL & wife Harriet vs Polly Umbaugh 26 May 1951 George Umbaugh dec'd. ca July 1850 & left widow & dau. Harriet w/o Samuel Shuey. Petition to set off dower. Land given to day. Harriet by will. Land- S8 T2 R6=252.34 acres & N 1/2 S5 T2 R6=19.63 acres, S8 & 9 T2 R6= 40 acres & part SW corner S 1/2 of S5- 8 acres. (pg.183)

PERRINE, JOHN V. vs Lewis Britton, Henry Beichler, Welsley Boren, Albert E.McClure et al 7 June 1851 Defendants entered land in suburbs of Dayton & made waste by cutting, digging & hauling off trees, gravel etc. (pg.188)

SUNDERLNAD, RICHARD & Ellen vs heirs of Isaac Reed dec'd. 23 June 1851 Petition for partition Butler twp. SE corner S3 T3 R6= 81 acres. Six heirs: Ellen w/o Richard Sunderland, Nancy w/o John Shafer of Miami Co.O., Aaron Reed, Isaac Reed, minor & heirs of Martha Freeman viz: Milton a minor of Ft. Wayne, Ind., Nancy a minor & Mary Ellen Freeman of Mont. Co.O. (pg.189)

MUNDHENK, DANIEL , JACOB MYERS & David Pruden -Trustees of Original Ssc. 16 Perry twp. To sell school lands. 10 Nov. 1851 Map. (pg.192)

GLICKERT, ANDREW vs Exe. & heirs of George Stamp dec'd. 18 Aug. 1851 Sold 1/2 lot in Dayton,O. to settle estate. Heirs: Mary Elizabeth of Hocking Co.O., minor d/o John Stamp dec'd. & granddau. of George Stamp dec'd.. Other heirs: Hezekiah, Eliza Ann Grover formerly Stamp, Daniel, Wesley, Olive & Sanford Stamp. (pg.194)

BARTLETT, WILLIAM C. adms. of William B. Stone dec'd. vs Samantha Stone, Charles & Mary Stone, Samuel B. Findley, Goudy &

Carlisle White & Co. 27 May 1851 Petition to sell land Miami Co>O. part SE 1/4 S25 T2 R10- 80 acres. Left widow Samantha, Charles & Mary Ann, minors. (pg.196)

WOLF, JOSEPH agent of estate George Bishopberger dec'd. 21 Aug. 1851 Petition to sell No heirs. Lot 41 Union sold & money turned over to State. (pg.200)

LOWE, JOHN G. vs Henry E. Kemper et al 22 Apr. 1851 Partition. Jacob D. Lowe dec'd. left children: Rebecca L. w/o John Kemper, Peter P., Derrick J., Ralph P.& John G. Lowe & widow Frances R. Lowe. Lot in Dayton,O. left to widow & she is now dec'd. & partition made in 5 shares. Rebecca Kemper now dec'd. & left Henry E. Kemper, Ellen Susette w/o Robert C. Grundy of Mason Co.Ky., Rebecca Sabina & Sarah L.C. Kemper of Hamilton,Co.O. minors. (pg.202)

PENCE, MARY vs Leonard Repp guard. of children of Samuel Pence dec'd. 2 June 1851. Mary the mother charged guard. not doing his job. Children: Mariah & Isaac over 14 yrs., bound out, John & George working for neighbors for their keep, Samuel, Sarah, Jacob & William with their mother. (pg.205)

WHITEMAN, JAMES F. vs James Harvey Hart of Miami Co.O. & Albert E. McClure 29 May 1851 Albert McClure & wife Nancy Jane gave mortgage on 27 acres S8 frac. 14,& 13 T1 R7. (pg.207)

APRIL TERM 1852

WOODMAN, WILLIAM vs Edward A. Peasley & Isaac Westfall 15 Apr. 1852 Mortgage on lot in Dayton,O. Order of sale. (pg.210)

JOHNSTON, JOHN vs Peter, John & John W. Harries, Henry Falsom Page, William P. Darst & Pres. & Dir. of Circleville Bank & William P. Thall et al 21 May 1850 Johnston formerly of Upper Piqua & now of Cincinnati. Peter Harles & wife Rebecca M. gave mortgage on lot in Dayton, O. Order os sale. (pg.217)

McPHERSON, SAMUEL vs Lewis Kemp & wife Eleanor, Jonathan Tate, Samuel Tate Jr., David Shartle & wife Rosannah 27 May 1850 Mortgage on lot 46-47 in McPhersontown. Order of sale. (pg.223)

MUNGER, WARREN, AMOS IRWIN & wife Minerva et al vs Eunice Munger widow of General Edmund Munger dec'd. et al 28 Sept.1850 Petition for partition 162 acres S5 T2 R5 patent from U.S. NW & SW corner. Left widow Eunice & 10 children: Warren Munger, Minerva w/o Amos Irwin, Reuben, Festus E., Milton, Isaac N. Munger & Truman Munger of Menard Co. Ill., Sally Irwin widow of Rush Co.Ind., Edmund K. Munger of Fayette Co.Ind.,& Eunice now dec'd. w/o William McCann & left 8 children: Minerva Smith dec'd. leaving dau. Frances Ellen Smith, minor in Arkansas, Effie Louise w/o James Fletcher of Rush Co.Ind., Elizabeth Hardy, widow, William Riley McCann, Edmund, Sarah Jane, Ellen & Harrison McCann all of Iowa. (pg.229)

LOY, GEORGE vs Francis Gennett & wife Elizabeth & Samuel Reed 13 Nov. 1850 Foreclosure S13 T3 R4 -1 acre Germantown,O. Mortgage. (pg.236)

SCHAFFER, JOHN vs Salavator Shaffer 20 Jan. 1851 Brothers partners in clothier business in Dayton,O. Claims share of profits due & unpaid. To have interests of his father recently dec'd. & share of Magdalena Bess formerly Shaffer, sister of petitioner. (pg.244)

TAYLOR, LEWIS & Adeline adms. of Richard Taylor dec'd. vs Isaac Robertson exe. of John Robertson dec'd. 35 22 Jan. 1851 Robertson owned land in German twp. Mont. Co.O. pt SE & SW 1/4 S12 T3 R4- 11 acres & inlots 131,143,154 Germantown,O. & tract in German twp. by Lutheran & German Ref. Church. & graveyard nearly 3 acres & use of white suplhur springs on John Kern & Joseph Eichelberger land also tract in Darke Co.O. NW 1/4 S30 T10 R4- 184 acres. Land to be rented till son Abram of age then sold. John Robertson dec'd. named Christopher Taylor & Daniel Bruner exe. also his brother Isaac Robertson. Taylor & Bruner dec'd. Ask to have money collected on rents etc held by exe. & estate settled. Robertson left Abram, minor died ca 1839 age 20 yrs., John Wesley died ca 1848 ca 20 yrs., Mary Ann w/o Alexander Gard married ca Nov. 1845 Butler Co.O., Phoebe w/o Joseph Gard married ca 1845, Sarah Jane w/o Daniel Lytle married ca Oct. 1844 of Preble Co.O., Huldah w/o George W. Owen married ca Apr. 1845. she is now dec'd. & left John R. Owen, minor. Taylor dec'd. & left Lewis, Adeline, Elizabeth Taylor & David Slifer of Warren Co.Ind. (pg.256)

THARP, BENIAH vs Benjamin Conklin of Wayne Co.Ind. 25 Mar. 1851 Conklin charged Tharp with larceny & agreed to drop charges & Tharp gave note. Claims he was not guilty & wants note concelled. (pg.264)

ZEHRING, JOHN vs widow & heirs of Thomas Leslie dec'd. 11 Aug. 1851 Conveyed lot 61 in Farmersville,O. to Oty Wysong who sold to Abraham Shafer who sold to Zehring. Leslie had not given deed & ask deed be made. Leslie left widow Mary Leslie & Abraham T. & Catharine Leslie, minors. (pg.265)

WAGGONER, JOHN, ELIZABETH FOUTS et al vs Andrew Sink et al 3 Apr. 1851 George Sink Sr. dec'd. ca 15 Mar. 1819. By will left land to sons George Jr. & Andrew. Petitioner ask Andrew to relinquish land for other heirs. He left another son Jacob to have money for 1/4 sec. conveyed to him. Owned W 1/2 S2 T5 R5- patent- 138 acres South part to Andrew Sink, N part 0f 150 acres to George Sink Jr. Widow Mary Sink died 30 Aug. 1828. Other heirs 1.Elizabeth Fouts 2. Nancy w/ Jacob Sheets of Mont.Co.O., 3. Sarah w/o Andrew Hoover, 4. Susannah dec'd. w/o Frederick Fouts Sr. of Ind.- her children: Michael, Sarah w/o David Sheets dec'd., Mary, Eve, Catharine of Mont. Co.O., Noah dec'd, Susannah w/o William Ault of Darke Co.O. 5. Mary Sink Hoover Newman dec'd. her children: Sarah w/o Philip Woodhouse, Mary dec'd. w/o John Cox dec'd. her children: George & Andrew & a dau. minor of Ind., 6. Eve dec'd. w/o Andrew Yount, her

children: David, Allen, JOhn, George, Andrew, Henry, Mary McLean all of Ind. or Iowa. 7. step-son John Waggoner. (pg.268)

GETTER, JACOB adms. of Samuel M. Beck dec'd. vs Anna Beck widow & heirs Jane, Mary Ann, Henry & Samuel Beck. 26 Apr. 1851 Petition to settle debts. Owned. 1/2 T2 R5 formerly Jefferson twp. now attached to Miami twp/ part of NW 1/4 S34- 13 acres 58 perches & part S8 T3 R5 0f 14 1/4 acres. (pg.273)

BRUEN, DAVID H. & Robert G. Corwin exe. of Luther Bruen vs George Ragon & wife Margaret 7 May 1851 Foreclosure Mortgage on lot in Dayton.O. (pg.280)

MILLER, DANIEL & others vs Ephraim Gaver & others 7 May 1851 Partition & to correct land description S part SW 1/4 S30 T4 R4 should be E part of SW 1/4- 54 acres. Jacob Bergesser dec'd. left will giving to neice Esther Bergesser d/o his sister Margaret & at her decease to niece Susannah Miller & if she is dec'd. to her children. Susannah Miller died before Esther who died ca a year ago. Susannah left 4 children: Daniel,& Samuel Miller & Elizabeth Shotle & Barbara Gaver dec'd. & left Mary Ann, Rebecca, JOhn & Rachel Gaver of Seneca Co.O. (pg.282)

LOWE, PETER P. vs Henrietta & Jacob Zeller et al 28 May 1851 Foreclosure 63 acres S28 T2 R6 Martin Zeller dec'd. Aug. 1850 leaving widow Henrietta & no children. Other heirs: Conrad & Jacob Zeller his brothers of Mont.Co.O., brothers John, George & Bartley Zeller of Wurtenburg, Germany. (pg.289)

COOLMAN, MANASA vs Sampson Harry & wife Anna & George Stewart. Foreclosure 23 July 1851 Mortgage on lot 66 Farmersville. Order of sale. (pg.292)

DILLE, ALEXANDER & wife Elizabeth vs George Loury et al 15 Sept. 1851 Partition Petitioner has 1/2 interest in 98 acres frac. S13 & 14 T2 R6 conveyed to James Loury. The other 1/2 interest to George M. Loury of Calif., James Loury minor of Texas & Rosanna Smith w/o Jacob Smith of Harrison twp. (pg.295)

TIBBALS, MATILDA vs Sarah Tibbals et al 8 Nov. 1851 Partition of NW 1/4 S30 T2 R5 30 acres & beg. SW corner of S30= 40.63 acres. Heirs of Asher Tibbals dec'd. left widow Jane, Sarah of age, Horatio G., Anna D. & Mary M. Tibbals, minors. (pg.298)

SCHEER, JACOB vs Josephine Dachler et al 23 Dec. 1851 Petitioner had contract to buy lot 66 Miamisburg from Michael Dachler now dec'd./ Aug. 1847. Ask for deed to be made. Dachler left Josephine A., John. William, Ellen minors, & Amelia w/o Benjamin Brough. (pg.302)

GOUDY, WILLIAM adms. of Michael Dachler dec'd. vs Benjamin & Amelia Brough et al 13 Jan. 1852 Dachler with Peter Haines purchased W 1/2 SW of S24 T11 R3 of 80 acres & W 1/2 of SE 1/4 S13 T13 R3 of 77 acres, NE 1/4 S22 T12 R3 of 156 acres, W 1/2 of NW 1/4 S34 T12 R3- 80 acres all in Darke Co.O. & Dachler was to convey to Haines Lot 163 Miamisburg. Ask for deed to be made.

Dachler left 5 children: Amelia w/o Benjamin Brough, John, William, Ellen & Josephine. (pg.303)

BOMBERGER, SAMUEL vs Ann Bomberger 20 Jan. 1852 Divorce Married Mar. 1849 Ann Heistand at Lancaster Co.Pa. Moved to Mont.Co.O. 19 Apr. 1849 & stayed till spring of 1851 when he left. Charge of adultry. (pg.304)

EBERT, ELIAS vs heirs of Lewis Ebert dec'd. 23 Dec. 1851 Partition of E part S33 T3 R5-410 acres & SE part S28 of 66 acres. Left widow Catherine, 5 heirs; Elias & Henry P. Ebert, Christiana w/o William J. Ebert & John & Catherine Ebert minors. (pg.307)

BECHTOLD, LEWIS vs Elizabeth Stiver 7 Mar. 1849 Partition of N part N 1/4 S14 T3 R5- 125 acres from Philip Bechtold which was same tract from Samuel Bechtold. Left widow Elizabeth now w/o Gottlieb Stiver & children: Mariah Bechtold & William, Elizabeth & Lewis Bechtold minors. (pg.315)

MARLOTT, ALBERT vs heirs & adms. of Michael Dachler 23 Dec. 1851 Marlott had contract to buy lot 187 Miamisburg & Dachler died without giving deed. Left children: Josephine, JOhn, William & Ellen Dachler and Julia w/o Benjamin Brough. (other records have Amelia w/o Benjamin Brough). (pg.320)

ADELMAN, JOHN ADAM vs Thomas Stephens & Jane Brook 27 Feb.1852 Mortgage on 4 acres 32 perches Mad River twp. S33 T2 R7 & lots in Dayton,O. (pg.321)

HEPNER, JACOB vs George Hepner et al 22 Apr. 1852 Partition of SW 1/4 S35 T5 R4- 31 acres & SE 1/4 S34 T5 R4- 30 acres. Heirs: Jacob, George Hepner, Elizabeth w/o William Cotterman, Rosanna, John & Lydia Hepner minors. (heirs of John Hepner) (pg.323)

SEPTEMBER TERM 1852

VANTUYL, HENRY adms. of John Robbins dec'd. vs heirs of John Robbins 20 July 1848 Petition to sell lot 30-2.08 acres south of Dayton,O. Left 6 children: Josephine D., Josiah H., JohnJ., Allen G., Phebe w/o William Gatch & Mary w/o William C. Gibson. (pg.330)

BARNETT, JAMES of Allen Co.Ind. vs Solomon C. Ayres, Ohio Life Ins. & Trust Co., Margaret M. Clesney, Dickey, Shafer & Co. & William Arnold & Collins Wright. 18 Sept. 1851 Mortgage on lot in Dayton,O. (pg.336)

HARRISON, THOMAS, Thomas W. Hall, Benjamin F. Harrison. Partners at Baltimore,Md.vs William Woodruff et al 10 Jan.1851 Mortgage frac. S22 & part 21 T2 R6-200 acres. Sale- sub-division of Woodruff farm. Also names William, Edward & Reeves Woodruff. (pg.340)

SMITH, JAMES M. vs John W. Keman, Joel O. Shoup, Nathan & Nathan N. Conrad 24 Apr. 1851 Foreclosure. Mortgage on lot in Dayton,O. & sale ordered. (pg.356)

HOWELL, ISRAEL vs Michael & Henry Garst, Nicholas Suthan, Joseph B. Underwood, Samuel Koogler & William C. Howell 12 amsy 1851 Foreclosure William C. Howell owned Printing Co. in Dayton,O. as the Dayton Transcript & petitioner had been security. Co. sold & now Dayton Gazette & Israel Howell held mortgage. (pg.362)

WIGHT, COLLINS vs Elliott White & Mathew M. Dodds 28 May 1851 Mortgage on lot in Dayton,O. (pg.366)

WHITMORE, JOHN W. vs Patrick & James Kelly 2 June 1851 Foreclosure mortgage on lot in Dayton,O. (pg.369)

McCUTCHEON, JOHN vs John G. Kohler et al 2 June 1851 Mortgage Lot in Dayton,O. in name of Elizabeth w/o John G. Kohler. (pg.370)

O'NEILL, FRANCIS & Jacob Kaufman & wife vs Joseph & Anna Wolf et al heirs of George Kritzer dec'd. 12 June 1851 Petition for partition of part NE of S32 & part NW & part of SW 1/4 S33 T3 R6-108.75 acres in Butler twp. Heirs: 1. Elizabeth w/o Francis O'Neill, 2. Elizabeth w/o Jacob Kauffman 3. Ann w/o Joseph Wolf,4. Catherine w/o Henry Mindenbaugh 5. Elizabeth w/o John Kritzer,6. Noah 7. Emanuel of Mont.Co.O. 8. David Kritzer of Miami Co.O.9. Elias Kritzer of Ind. (pg.373)

EIS, JOSEPH & WILLIAM SENNE vs Joseph Bowers, Thomas J.S. Smith, Conrad Long 23 Sept.1851 Orator agreed to build 2 story house & furnish materials for Bowers. Order of sale for debt. (pg.377)

RAYMOND, GEORGE & Samuel Marshall adms. of David S.Raymond dec'd. vs heirs of dec'd. 12 Nov. 1851 Petition for partition on tract in Dayton,O. Heirs: widow Matilda Raymond, Hannah J. w/o Lindsley A. Marshall of Miami Co.O., Amelia S. Raymond, Phebe Ann w/o George W. Hamilton, Sophrina G. Raymond a minor of Mont. Co.O. (pg.380)

THATCHER, DAVID adms. of William Harris dec'd. vs widow & heirs of William Harris dec'd. 23 Sept. 1851 Petition to sell land S30 T3 R5-102 acres. Left widow Eusela, Rosanna an infant. Mortgage held by Eliza Harris & Reuben Munger. (pg.383)

BECKEL, DANIEL, Horatio Phillips & Co. vs Jonathan Sprague 29 Dec. 1851 Foreclosure on lot in Dayton,O. (pg.390)
vs George Burt -foreclosure on lot in Dayton. (pg.394)

SMITH, JOHN & William Stonebarger adms. of William Stonebarger dec'd. vs Elizabeth Stonebarger et al 1 Dec. 1851 Petition to sell land lot in Dayton,O. Left widow Elizabeth, William, Margaret w/o John Smith, Owen, Ann w/o Benjamin Beaver, Jemima Stonebarger of Mont. Co.O., Leah w/o Jacob Kettering of Miami Co.O., John Stonebarger of Alexander Co. Ill., & Adam

Stonebarger of New York City about year ago & present residence unknown. (pg.396)

CANDLE, LEWIS vs Cynthia & Mary Candle et al 6 Jan. 1851 Partition of N part SW 1/4 S6 T4 R4 Cynthia widow of Lewis Candle dec'd. & 13 heirs: Lewis, Sarah, Nancy w/o Jacob Butt, Lucinda, Mary, Susannah Jane, Enoch of Mont.Co.O., John, Joanna w/o Christian Brinkley, Jacob of Clermont Co.O., William of St. Joseph Co.Ind.,Cynthia Ann w/o Horatio Thrush of Preble Co.O., & unknown heirs of Isaac Candle dec'd. of Clermont Co.O. (pg.403)

LEIGHTY, GEORGE vs Christian & Daniel Schuder 1 July 1852 Partition of part S26 & frac. 25 T3 R5- 100 acres. Christopher Leighty & wife Barbara conveyed deed for 7/8th part to George Leighty subject to 1/3rd dower of Christena Schuder during her life & 1/8th share owned by Daniel Shuder. Petitioner has since married & wants the 1/8th share to be set off. (pg.409)

BRADY, SAMUEL, PRISCILLA & others 10 Sept. 1852 Partition of lots in Dayton,O. Heirs of Luther Bruen dec'd. Priscilla w/o Samul Brady, Davis H. Bruen & wife Letitia of Mont. Co.O., Eliza w/o Robert G. Corwin of Warren Co.O.,Luther B. Bruen of Hamilton Co.O., Eleanor S. Bruen, minor of Butler Co.O. (pg.612)

GRIMES, GEORGE & MARIA vs Cyrus M. William & other heirs of Philip Bechtolt 27 Apr. 1852 Partition of NW 1/4 S14 T3 R4-129 acres Elizabeth Stiver late widow of Philip Bechtolt & now w/o Gottleib Stiver entitled to dower. Heirs: Maria w/o George Grimes, Cyrus M. Williams of Cincinnati, Elizabeth Bechtolt & William Bechtolt minors of Mont.Co.O. (pg.618)

BECHDOLE, JOSEPH & wife Achsah vs Aaron Harlan et al 17 Feb. 1852 Partition of SW 1.4 S30 T4 R4-100 acres. Heirs of Ann Harlan dec'd. Left brothers & sisters: 1.Acheah w/o Joseph Bechdole 2. Aaron Harlan Sr., 3. heirs of Stephen Harlan dec'd. Ann Jr., Mary w/o William Smith, George & Aaron Jr., 4. children of Phebe Biggerstaff dec'd. Rebecca w/o Anthony Bowsher of Marion Co.O., Rachael w/o Isaac Garringer of Livingston Co.Ill., Nancy w/o Daniel Freeman of Hardin Co.O. (pg.623)

NISWONGER, JOHN et al vs Samuel & Mary Baker & others 9 Aug. 1851 To test validity of of will of John Niswonger died ca 1 Oct. 1850 leaving widow Elizabeth Niswonger. The last 2 years John & Elizabeth Niswonger had lived with Samuel & Mary Baker. John Niswonger kept book with births of family members & amounts advanced to children. The pages with advances listed have been cut from book by persons unknown & others claim undue influence of widow & Baker's on the division of estate. Land E 1/2 SW 1/4 S23 Clay twp. which was given half to widow & half to Baker's. Heirs of John Niswonger: John, Eli, Nicholas Niswonger of Darke Co.O., Frances w/o Benjamin Baker, Rachel w/o Jacob Michael, Elizabeth w/o James Baker, Mary w/o Samuel Baker, George Niswonger (who had bought land from his father), Ellen w/o Jacob Swank of Mont. Co.O. (pg.627)

INSKEEP, ISAAC N.S. vs Dayton, Michigan Rail Road Co., Henry Doolittle, Hendrich & working hands (ca 20-30) 1 May 1852 By virtue of charter of RR Co. located RR through orators land S part SW & W part of last 1/4 S23 T3 R6-160 acres without authority. Had agreement for them to have 90 feet & they proceeded to use 100 ft. (pg.634)

ADELMAN, (EDLEMAN), JOHN ADAM vs Frantz Schrieber & Henry Engle 6 Feb. 1852 To collect debt on judgment. (pg.638)

ARNOLD, WILLIAM vs Robert H. Bowen, Casper Brothers & Gooling & Hammond 17 Apr. 1852 To collect on judgment. (pg.640)

LEBENSBERGER, JOSEPH vs Alexander Simms 6 Mar. 1852 Disagreement on property line on lot 3rd. & Jefferson St., Dayton,O. (pg.643)

SMITH, OLIVER dec'd. minor heirs vs widow & other heirs Nov. 1847 Real estate sold by Sheriff to Owen (or Oliver? both used) Smith lots in Piqua & New Jefferson in Miami Co.O. & St. Mary's, Mercer Co.O., Vandalia, Mont.Co.O., & Sheriff did not give deed. Present Sheriff ask to give deed. (pg.648)

REED, ANN vs Mark Reed 24 June 1852- Divorce Adultry with Emma More & others & now gone to California with another woman. (pg.649)

GAB, HANNAH vs William Gab 9 Sept. 1851 Divorce Married ca 17 Oct. 1838 & lived together till May 18,1849 & had 6 children. He left & she has supported children with help of her brothers. (pg.650)

EMERICK, HENRY P. vs Rebecca Emerick 31 May 1852 Divorce Married ca 19 Nov. 1851 Covington, Ky. to Rebecca McComb. Committed adultry 27 Feb. 1852 at Franklin House in Cincinnati,O. (pg.653)

DEWEES, JOHN vs Sarah S. Dewees 21 May 1852 Divorce Married 30 Dec. 1841 Sarah S.S. Thompson. Lived together till 20 Mar. 1851 when she left with William Hamberger. (pg.654)

HODAPP, MAGDELENA vs Joseph Hodapp 22 Aug. 1851 Divorce & alimony Married 1831 in Germany & lived in Mont. Co.O. over 15 years. No children. Cruelty. He owned land in town of McPherson S27 T2 R6- 4 acres. Discontinued. (pg.666)

STUMP, JOHN & Henry S. Gunckel vs Oty Wysong et al 26 July 1852 Mandate- case dismissed. (pg.667)

GARST, MICHAEL vs Brice Dilley et al 6 July 1852 Mandate- for complainant. (pg.668)

MILLER, JOHN by Abraham Darst, friend vs Peter Odlin exe. of George Smith dec'd. 26 July 1852 Mandate- dismissed & cost to Odlin (pg.671)

KEM, JOHN F. vs Oty Wysong et al 26 July 1852 Mandate-complainants case dismissed & to pay cost. (pg.672)

NOVEMBER TERM 1852

FAIR, FRANCIS A. vs Cynthia A. Fair 11 Jan. 1850 Divorce Married Nov. 1847 Cynthia A. Hyser. Neglect of duty & fraud in marriage contract as she was pregnant at time of marriage. Dismissed (pg.677)

SCHMIDT, SOPHIA vs Henry Schmidt 21 May 1852 Divorce & alimony. Married 4 Dec. 1846 at Baltimore, Md. and had one child ca 8 mons. now dec'd. Neglect. Owned lot in Dayton,O. (pg.678)

DEAN, JANE P. vs Charles E. Dean 26 June 1852 Divorce & alimony. Married 19 Nov. Cleveland,O. & lived together till May last. Adultry. (pg.680)

CURTIS, SARAH ANN vs George Curtis 27 Sept. 1852 Divorce Formerly Sarah Ann Platter married 25 Apr. 1850. Claims marriage not legal as George was under 21 yrs. & did not have consent of his father. (pg.681)

SMITH, SOPHIA vs Henry Smith 24 Sept. 1852 Divorce & Alimony Married ca 6 years ago in Ky. & had one child ca 4 yrs. who died during summer of 1852 & Henry then left. Cruelty & neglect. He owns lot in DAyton which he rents & she now lives with her mother in Dayton. Dismissed. (pg.687)

TRISSEL, PETER vs Sarah Trissel 26 Aug. 1852 Divorce Married Sarah Russell 5 Oct. 1848 at Perry twp. Neglect & adultry & absent over 3 yrs. (pg.683)

BROWN, HENRY S. adms. of David Stone dec'd. vs heirs of David Stone dec'd. 13 Sept. 1841 Petition to sell lot in Dayton,O. & land in Miami Co.O. SE part SW 1/4 S25 T2 R10 & part NW 1/4 S30 T2 R9 & other land. Dower to Hannah Stone & heirs: Frances Phelps, Hannah w/o Amos A. Richards, Sophia w/o Richard Sears, Edward M. & William B. Stone. (pg.684)

STEELE, JOHN & others vs children & heirs of Margaret Moore dec'd. 7 Aug. 1841 Partition of land not sold N 1/2 of lot in Dayton,O. & 130 acres part S21 T2 R6 for heirs of Samuel Steele dec'd. Margaret sister of Samuel Steele & her heirs unknown. Other heirs: John & James Steele, Nancy w/o John Thompson, David & Sarah Glass, Isaac & Mary Tate, Theophilus & Jane McPheeters, Robert S. Barr, Lloyd & Mary Warfield. (pg.716)

SHARTEL, MATILDA guard. vs Mary C. Shartel 18 Dec. 1847 Petition to sell lots in Dayton,O. Matilda Shartle guard. of Mary Catharine Shartle 8 yrs., & heir of George Shartle dec'd. To have money for her clothes & schooling. (pg.725)

BOWRY, JOSEPH & Sons vs Odell & Brothers 8 Nov. 1848 Debt. (pg.728)

PIPER, WILLIAM H. adms. of James Brown dec'd. vs Jacob B.E. Albright, William Zeigler, Ephraim Lindsey (dec'd.), & Crane & Davis 3 Aug. 1850 Jacob Albright one of former adms. moved to Ill. New adms. wants money held by former adms. (pg.741)

GISH, CHRISTOPHER & Catharine Fiet adms. of Charles Fiet dec'd.ve Mary M. Gish, Catharine Johnson & others. 1 Sept. 1850 Petition to sell NW 1/4 S34 T6 R5 & 48 acres adjoining east side of NE 1/4 also 1/3rd part of 52 acres of SW 1/4 & 1/6th part of 152 acres of Catharine Mikesell, widow of Joseph Micksell dec'd. subject to dower of widow. Charles Fiet left heirs: Mary M. wife of Christopher Gish, Catharine Johnson, Elizabeth, Barbara L. & Martha Fiet of age & Emma & Caroline Fiet minors, also Frances Catharine & Mary Elizabeth Weaver minors of Hester Ann Weaver dec'd. d/o Charles Fiet & w/o George Weaver. (pg.745)

McLEROY(McElroy?), Hiram, Thomas E. Piper & John E. Arnold - partners vs James Slaght & wife Nancy & Joseph Shafer 31 Jan. 1850 Mortgage on lot in Dayton,O. (pg.747)

PRESIDENT & DIRECTORS of Bank of Circleville & others vs Peter & John Voorhis et al 18 Apr. 1850 Petition to appoint receivers to settle debts. (pg.756)

PRICE, PHILIP vs Eleanor Brags= widow & heirs of George Price, & widow & heirs of James Price, Jacob Harshman. 2 June 1851 Petition for partition. Philip Price of Fairfield Co.O. entitled to 1/4th share of lots in Dayton,O. Heirs of Thomas Price who died without issue, leaving brothers & sister: Philip Price, Eleanor (Price)Brag of Galena,Ill., heirs of George Price dec'd. widow Sarah & children: Pulaski 9 yrs., Mary 7 yrs., Elizabeth 3 yrs. and another not named, heirs of James Price dec'd. of Carroll Co.Ind., widow Jane & son George Price, minor. Jacob Harshman of Greene Co.O. holds mortgage. (pg.758)

STAKE, WILLIAM vs Alexander Taylor & others 16 Sept. 1851 Petition for partition. John Taylor dec'd. owned SW 1/4 S26 T2 R6 & lot in Alexanderville. Had sold 20 acres in SW 1/4 to William Taylor & 1 acre lots to Alexander & James Taylor. Widow Rosanna Taylor to have dower set off. Alexander lives on land & has all interests & petitioner wants to know how much was received by each heir from John Taylor before his death as advance, also a full description of land. Heirs: Eliza R.Ann w/o William Stake, Alexander Taylor of Mont. Co., William, James, John, Vance (now dec'd.), Louis Taylor of Shelby Co.O.& Robert R. Taylor. (pg.759)

MARTZ, DAVID exe. vs Martz et al 28 Oct. 1851 Petition to sell land German twp. S2 T3 R4- 52 acres. Left brothers & sisters: 1. Peter Martz, 2. George Martz, 3. Susannah w/o John Richstine, 4. Elizabeth Arles dec'd. & left Rebecca Arles w/o James A. Shisler, 5. John Martz dec'd., left David Martz & Maria Kanp, 6. Elizabeth w/o ? 7. Jesse Martz dec'd. left Susannah & Elizabeth Martz, 8. Henry Martz dec'd. left Catharine, Solomon & Nathan Martz of Northumberland Co.Pa., 9. Abraham Martz dec'd. left

Daniel Martz, Sarah w/o John Eckhart all of Butler Co.O. (pg.771)

WRIGHT, AARON exe. of Henry Small dec'd. vs Benjamin & Keziah Redman & Jesse Ware 11 Nov. 1851 Mortgage on E 1/2 SW 1/4 S19 T5 R4-Perry twp. Patent to Henry Small & Jesse Ware 104.60 acres. Keziah Small guard. of Henry, Robert, Keziah, Rebecca Jane & Frances A. Small, minors. Keziah Small now w/o Benjamin Redman. Order of sale. (pg.774)

WINWOOD, BENJAMIN of Clark Co.O. vs William McCabe 23 Nov. 1852 Mortgage on lots in Dayton,O. (pg.777)

MOREHOUSE, JOHN S. vs Jacob Beard & wife Susannah & Philip Oiler 17 Apr. 1852 Foreclosure Mortgage on S20 T3 R6-90.55 acres. (pg.781)

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THE OHIO LIFE INSURANCE CO. vs Ethan Allen & wife Elizabeth 29 Nov. 1851 Foreclosure order of sale of lot in Dayton,O. (pg.1)

OGBORN, WILLIAM E. of Hamilton Co.O. vs William Taylor et al 6 Nov. 1851 debt. (pg.8)

KLATTER, JOHN P. vs heirs of Jacob Replogle 17 Dec. 1851 Jacob Replogle & wife Margaret had contracted to sell S21 T2 R8 to Daniel Boogher. Error in deed described as SE 1/4 instead of NW 1/4. Daniel Boogher had sold to John Boogher who then sold to Hannah Klatter w/o petitioner. Jacob Replogle now dec'd. & left widow Margaret now w/o William Geisman of Miami Co.O., & children: Barbara w/o Denton Davis, Richard Replogle, Mary w/o Patrick Kent, Lavina w/o Henry Holt, Catharine w/o Henry Baker. Also Salomy dec;d.w/o John Roller who left 4 children: Mary Elizabeth, Margaret, Julia & one unknown. Also Elizabeth w/o Peter Fogle both dec'd. and left 4 children: Michael, Jacob, Benjamin & Levi Fogle. To correct deed. (pg.41)

BUTZ, LOURENTZ, adms. of John Geiger dec'd. vs Kolinbaum Geiger of Butler Co.O. 6 Dec. 1851 Petition to sell warrant #52702= 160 acres. Kolinbaum Geiger only heir. By will gave all to Roman Cathholic German Church in Dayton,O. (pg.45) vs Michael Frazee 17 Sept. 1852 To collect debt from judgment. (pg.115)

BECKEL, PHILLIPS & Co. vs Nathaniel Adams 29 Dec. 1851 Ask that interest in lot in Dayton,O. be forfeited as he had not paid notes. (pg.48) vs Horace Whitney & wife Sarah B. 22 Sept.1852= mortgage on lot in Dayton.O. (pg.305) vs George W. Schaeffer & wife Josephine of Ind. & George Harris 6 May 1852 Foreclosure on lot in Dayton,O. (pg.313) vs C.H. Kunnecka & wife Margaret & Henry & Ernestine Scheverling 30 Jan. 1851 Mortgage on lot in Dayton,O. (pg.252)

HENRY, JOSHUA J., Thomas Smith, William Townsend et al vs Melvin

D. Babcock & William Arnold, Philip Henry Jr.- partners 29 Apr. 1852 Debt. Owned store in Dayton,O. (pg.51)

SHEIDLER, HENRY exe. of John Saum dec'd. vs Nancy Koblinger & 15 others. 30 Dec. 1851 petition to sell lots 16,17,18,21,28 Farmersville,O. Jackson twp. By will gave to wife Nancy till children of age then shared equally except Catharine w/o Arnold Dalrymple. Widow now w/o John Kohblinger of Elkhart Co.Ind. & took 4 youngest children with her. John Saum has returned to Mont. Co.O. John Saum dec'd. left children: Adeline, Andrew & Joseph of Elkhart Co.Ind., minors, Elizabeth w/o Joseph Hagleman of Allen Co.O.,Catharine w/o Arnold Dalrymple of Iowa, John minor, Rebecca w/o Franklin Painter, Mary Ann w/o Samuel Butts, Jacob M. & Simon P. Saum, last 5 of Mont. Co.O. (pg.53)

HOBART, PHEBE R. vs George R. Mumma, Andrew Hicks, Stephen C. Hobart& Henry Stoddard 3 Jan. 1852 Phebe Hobart conveyed frac S21 T7 R6 =5 acres to Hicks & Mumma & error in deed gave 6 acres. To correct deed. (pg.59)

GILBERT, SARAH vs Mary Ann Wallace et al 11 Mar. 1852 Petition for partition of lots 29,30,31 Liberty,O. Mary Wallace widow of William Wallace dec'd. already has her dower. Heirs: Sarah w/o Samuel Gilbert, Mary Ann, Ely, John, James, Samuel, Elizabeth & Margaret Wallace. (pg.64)

SHROYER, BENJAMIN vs widow & heirs of William Shroyer dec;d. 12 Mar. 1852 Petition for partition of part NW cor SW 1/4 S25 T2 R8- 4.09 acres also part frac. S36 T2 R7- 29 acres 38 perches & lots in Jefferson, Shelby Co.O. from his father William Shroyer. Left children: Margaret w/o Benjamin Wagner, Elizabeth w/o George W. Heffner, Benjamin Shroyer of age & Ephraim 16 yrs., Diana 12 yrs., & William H. Shroyer minors. Left widow Ellen Shroyer. (pg.68)

SURPHIS, JACOB et al vs James O. Swallow et al 13 Apr. 1852 Petition to set aside will of Sylvanus Swallow dec'd.1850. Dismissed Heirs: daus. 1. Cynthia w/o Jacob Surphis2. Priscilla w/o James Cathcart, 3. Malinda w/o Henry Waymire who died before her father & left heirs, David & Augustus Waymire, minors, 4. Catharine w/o John Irvin of Warren Co.O. & sons: James O., John A., & Simpson B. Swallow. (pg.77)

SHOENBARGER, ADAM vs Jacob S. Miller 16 Apr. 1852 Petition to sell 1/2 of lot 5 in S16 T2 R7- 96 acres subject to dower of Ellen Miller widow of William Miller dec'd. Jacob Miller gave mortgage on his interest in land. (pg.80)

EVANS, DAVID of Warren Co.O. exe. of Joseph Chapman dec'd. vs Robert G.McEwen. 1 May 1852 Petition to sell. Larew Allen & wife owned N part S31 T2 R6=128 acres in Wash. twp. & gave mortgage to Chapman since dec'd. of Warren Co.O. (pg.84)

TAYLOR, GABRIEL A. , William B. Frence, John E. Wynne-partners vs Melvin D. Babcock, William Arnold & others of Cincinnati & N.Y.- debt for goods & mdse. for store in Dayton,O. (pg.88)

T,O'Shaughnessy & Co. of Hamilton,O. vs same for debt. (pg.104)

McFEELY, GEORGE vs Sarah McFeely et al 8 May 1852 Petition for partition of land in Greene Co. & Mont. Co.O. S7 & 13 T10 R8- 56 acres. Heirs of Smith McFelly: George, Sarah & John (minor), Kessiah, William & Mary Ann McFeely, last 3 of Greene Co.O. (pg.100)

GEBHART, JOHN vs George Gebhart et al 5 July 1852 Petition for partition part N 1/4 S18 T2 R5- 111 acres 24 perches & per survey 121 acres 14 perches. John Gebhart died ca 10 July 1847. Left widow Barbara Gebhart & children: John (petitioner), George of Ind., Emanuel B., Henry, William & Susannah Gebhart of Mont. Co.O. (pg.105)

CITY OF DAYTON & others 30 Aug. 1852 petition to vacate & change alley. (pg.111)

EICKELBERGER, HENRY vs Joseph T. Allen 8 Sept. 1852 Foreclosure Mortgage on lot in Dayton,O. (pg.113)

PHILLIPS, THOMAS & wife Margaret vs widow & heirs of Augustus George dec'd. 22 Sept. 1852 Petition for partition of SE part W 1/2 S33 T2 R7- 67 acres & lots in Dayton,O. Left widow Ann D. George & 6 children: Margaret w/o Thomas Phillips, Mary G., Marcella w/o Nathaniel Hart of Delaware Co.O., Augustus, Anna Maria & Leonida George 0 minors. (pg.116)

EUBANK, STEPHEN & wife Diana vs Mary Ann Miller 27 Sept. 1852 Petition for partition SW 1/4 S5 T4 R4- 182 acres Jackson twp. except 11 acres conveyed to Michael Miller & 20 acres sold by adms. to pay debts. Heirs of Joel Miller dec'd.: Diana w/o Stephen Eubank, Mary Ann Miller, minor. Dower of widow Sarah Bruner. (pg.123)

GISH, CHRISTOPHER & wife Mary M. vs Benjamin Baker, C. Fite, F.C. & M.E. Weaver 7 Oct. 1952 Petition for partition of SW 1/4 S34 T6 R5. Christopher Gish has 7/12th -1/3rd by purchase from heirs of Joseph Mikesell of 1/4 sec. & legal right to 5/24th purchase of heirs of Charles Fiet dec'd. Mary M. Gish has legal right to 1/24th by inheirtance of father Charles Fiet who had 1/3rd of Sec. Co-tenants being Benjamin Baker 1/3rd of sec., Caroline Fite minor of Charles Fite dec'd. 1/24th, Francis C. & Mary E. Weaver minor heirs of Hortense Weaver d/o Charles Fite 1/24th. (pg.127)

RUSH, JOHN vs Charles & Thomas McGee 16 Oct. 1852 Injunction-entered land without authority. Tract on Miami Turnpike Rd. from Dayton to Troy. Charles McGee contractor & with brother Thomas entered land & dug hole in front of house & removed gravel. (pg.129)

LANE, ANN vs Mary Van Mater 9 Apr. 1852 Mortgage on frac. S22 T2 R5- 2 acres with mill. Order of sale. (pg.131)

SLIDER, DAVID & Margaret & Wiley Davis vs Henry Smizer & wife

Amanda of Warren Co.O. 9 Apr. 1852 Foreclosure Mortgage on lots in Dayton,O. Amanda Smizer has portion of premises by inheritance from her father & Henry Smizer bought interest of David Slider, Mary Jane & Wiley Davis & dower of Margaret Slider. Claim deed defective & share was more than equal. Affadavit of David Slider & Wrily & Mary Jane Davis from Champaign Co.Ill. (pg.135)

ZWISLER, CONSTANTINE vs Andrew Gephart 7 Sept. 1852 Co-partners in Miamisburg as Merchant Tailors & dissolved business Feb.1852. To have accounting of business. (pg.141)

APRIL TERM 1853

SCHEVERLING, ERNESTINE by Theodore Kunnecka vs David Clark, William Huffman, Henry Kunnecka & Henry Scheverling 2 Jan. 1853 Ernestine Scheverling says 12 years ago she was widow of Christian Kunnecka & inherited property. She married Henry Scheverling in Germany after agreement that she keep her inheritance for her & her 8 children. They lived in Germany ca 5 years & moved to this country & settled in Butler twp. Mont. Co.O. & she purchased land. She also had wagon etc she brought with her. William Huffman had judgment against Henry Kunnecka & Henry Scheverling & was asking for sale of her land for debt. (pg.151)

DAYTON, MICHIGAN R.R. CO. vs Alexander P. Miller- Officer of State, John W. Erwin, Engineer & Samuel Mays in charge of canal. 3 June 1852 RR to go through Sidney in Shelby Co. & Lima in Allen Co. to Detroit, Mich. Put under contract to Henry Doolittle portion from Dayton to Troy, Miami Co.O. & it became necessary to build a bridge for RR over new canal, constructed by heirs of D.C. Cooper dec'd. Intentions of destroying bridge as an interferance & petitioners claim plenty of clearance & bridge not an obstruction. (pg.156)

PIATT, SUSANNAH vs James Piatt 16 Aug. 1851 Divorce Susannah Hood married James Piatt 10 Nov. 1850 & lived together till 10 July 1851. Cruelty & drunkard She was widow of John Hood and has dower right in S3 T4 R8 & ask to retain hold of her land. (pg.161)

LATHERS, ANN vs John Lathers 16 Aug. 1851 Divorce Married 19 Aug. 1850 She left because of neglect. (pg.163)

PRETZMAN, EZRA vs Susan Pretzman 13 Jan. 1852 Divorce Married 2 July 1839 Mont. Co.O. to Susan Winsor & went to Shelby Co.O. to live with his parents. After 2-3 months found she was pregnant begotten before marriage with Robert Wynne. He brought her back to her mothers in Dayton,O. & female child born 22 Dec. 1839. (pg.165)

BLOSSOM, MATTHIAS S. vs Mercy Blossom 2 Feb. 1852 Divorce Married 3 July 1844 at Cincinnati to Mercy Smith. Neglect & mistreatment of minor children. Matthias Blossom in harness & saddle making business in Miamisburg. He had 2 daus. eldest

Clara & Loretta & son ca 14 yrs. by 1 st wife & 3 children by Mercy- Albert H. born July 17, 1845, Charles E., b. June 3, 1847 & Miles Smith b. Feb. 14,1849. (pg.169)

BRILEY, SARAH vs Collison Briley 30 Aug. 1852 Divorce Married Aug. 1812 Mont.Co.O. Ask also to retain home during her life, parcel adjoining town of Woodburn, Mont. Co.O. Neglect & drunkard. (pg.175)

GORDON, LUCY vs John S. Gordon 27 Dec. 1852 Divorce Married 16 July 1847 Mont.Co.O. Cruelty & drunkard. (pg.176)

SWADNER, SUSANNAH vs William Swadner 16 Sept. 1852 Petition for alimony Married 16 Mar. 1852 Mont. Co.Susannah d/o Samuel Yike. William Swadner s/o Jacob Swadner ca 32 yrs. when he married & preferred to stay with his parents in Van Buren twp. as his father had injuries from a fall & he felt needed. She left to live with her father & is expecting a child in Jan. 1853. (pg.177)

BURNETT, JOHN D., Samuel Parsons, Francis M. Wright, William Rianhard of Champaigne Co.O. vs James H. & Maria Brown, Thos. J.S. Smith & wife Jane, Ralph S. Hart & wife Susan, Eliza & George Bacon & Joseph H. Crane adms. of Henry Bacon dec'd. 19 Nov. 1852 To collect on judgment against James Bacon of Hamilton Co.O. one of 5 heirs of Henry Bacon dec'd. Other heirs- Jane w/o Thomas J.S. Smith, Susan w/o Ralph S. Hart of Miami Co.O., Eliza & George Bacon. Maria widow of Henry Brown dec'd. (pg.179)

SMITH, CHARLES DUDLEY et al heirs of James Smith dec'd. vs Fielding Loury et al heirs of Ann Loury dec'd. 15 Feb. 1848 John Smith formerly of Hamilton Co.O. & a Senator of the U.S. had land from Land Office dated Feb. 17,1806 S34 T3 R5, S13 T1 R6 & many more. Jeremiah Hart had 1/4 S5 T1 R10 assigned to John Smith & Ambrose D. Smith had SE 1/4 S6 T1 R10 all to John Smith who defaulted on all, John Smith died 1819 leaving 2 children: James P. Smith, father of petitioner & Ann w/o Fielding Loury of Mont.Co.O. James P. Smith died in La. 1825 & left 4 children: Charles Dudley, Ann H., James P. Smith & Mary C. w/o Braffie G. Dawson both dec'd. in La. & left dau. Charlotte C. Dawson 14 yrs. & a widow Ann E. Smith. Ann Loury died Mont.Co.O. 1822 and left Mary B. w/o Samuel H. Davis, Harriet S. w/o Lewis Huesman & Ann E. w/o John Howard. Heirs of John Smith dec'd. entitled to 1/2 of purchase money paid on all the tracts, 1/2 to heirs of James Smith & 1/2 to heirs of Ann Loury. Tracts listed with certificate # but too many to list. (pg.207)

LOWE, PETER P. vs Edward A. King 28 Mar. 1849 Co-partners John Milton Saunder & John W. Starr of Cincinnati,O. & Ed King of Dayton,O. Discovery of principle to produce & sustain electric light with patent. All went to England to operate discovery. King sold part of his share to Lowe who now believes there was no discovery & wants his money returned. (pg.238)

STONE, HANNAH dec'd. adms. vs Peter & John Voorhees, John W. Harries, William Eaker et al 20 Apr. 1853 Mortgage on lot in DAyton,O. (pg.240) Adms. Isaac N. Partridge- order os sale (pg.243)

GARLAUGH, HENRY vs Jeremiah Nace 8 May 1851 Mortgage on lot in Dayton,O. (pg.253)

NISWANGER, GEORGE & Jacob Swank exe. of John Niswanger dec'd. vs Elizabeth Niswanger et al 28 May 1851 By will John Niswanger gave to youngest dau. Mary Baker the E 1/2 SW 1/4 S23 T6 R4 Clay twp. with chance of buying W 1/2 of sec. She refused & exe. wants to know how to settle & still follow items of will. Heirs: Rachel w/o Jacob Michael, Frances w/o Benjamin Baker, Elizabeth w/o Samuel Baker, Ellen w/o Jacob Swank, Mary w/o Samuel Baker s/o Jacob Baker, George Niswanger, John, Eli & Nicholas Niswanger, last 3 of Darke Co.O. (pg.257)

FAIR, CHARLES adms. of John Brodrick dec'd. vs John Brodrick dec'd. 22 Aug. 1851 Petition to sell lot in Dayton,O. to settle estate. Heirs of John Brodrick dec'd.: John, Lydia w/o Thomas H. Swain, Ann w/o Charles Fair, Elizabeth, Harriet, Alice, Thomas, Sarah & Eliza Brodrick minors all of Mont. Co. except John Brodrick res. unk. Also mentioned Charles, Arabella & John Thomas. (pg.262)

WOLF, JACOB vs Jeremiah Nace & wife Jane, Christena & David McGregor 10 Sept. 1851 Nace owned lot in Dayton,O. subject to dower of Christena Kiler widow of David W. Kiler dec'd. & now w/o David McGregor. Sold to Jacob Wolf & gave mortgage. Order of sale. (pg.266)

HATFIELD, GEORGE adms. of Aaron Baker dec'd. vs David C. Baker, Moses Simpson & wife Betsy 17 Sept. 1851 Petition to sell lot in Dayton & tract in Mad River twp. part of NE 1/4 S5 T1 R7. Left widow Eve Baker & David C. Baker of Clark Co.O. & Betsy w/o Moses Simpson of Mont.Co.O. (pg.276)

HANNAN, HENRY vs Elizabeth Whistler et al 21 Dec. 1851 Mortgage on S28 T2 R4 1 1/4 acres. Order of sale. (pg.284)

BRUEN, DAVID H. vs Eleanor S. Bruen 18 Dec. 1851 Luther Bruen dec'd. 1 July 1849 sold lot in Dayton,O. to David Bruen & had not given deed. Heirs: Priscilla w/o Samuel Brady, Eliza w/o Robert G. Carns, Luther B. Bruen & Eleanor S. Bruen, minor. (pg.286)

CASSEL, MICHAEL vs Elizabeth Whistler 13 Mar. 1851 Elizabeth Whistler gave her mother note & her mother now dec'd. & her father Michael Cassel wants note. She claims her mother did not want him to have any of her money & it was to be divided with her 3 brothers. He was listed as Capt. M. Cassel. (pg.288)

BOWEN, DAVID W. vs Abner H. & Robert H. Bowen 5 Apr. 1852 David & Abner of Carroll Co.Ind. & Robert of Mont.Co.O. entitled to 1/3rd share of lot in Dayton,O. (pg.290)

HOZIER, ROBERT vs Christian Peters 19 Apr. 1852 Foreclosure on NW 1/4 S27 T3 R6- 15 acres. Peters gave mortgage & res. unk. Order of sale. (pg.292)

DAY, MATLOCK, REEVES, STEPHEN, SHEWOOD & CHASE of Cincinnati vs Joseph & George Geeting 20 Arp. 1852 Joseph Geeting & wife Mary M. of Frederick Co. Md. (also has Wash. Co.Md.) gave mortgage on lot 86 & part 117 in Germantown. Mortgage held by David Geeting. Order of sale. (pg.296)

STEWART, GEORGE & Sampson Harry & wife Anna now of Ill. & Manassah Coolman 29 Apr. 1852 Foreclosure Mortgage on lot 66 Farmersville same lot Coolman bought of John Green. (pg.309)

PHILLIPS, HORATIO G. vs David C. Baker, Thomas Wise, John Childs & wife Mary J. 3 May 1852. Phillips sold lot 6 in NW 1/4 S35 T2 R7 & sold to Baker who then sold to Childs. To collect for land. Order of sale. (pg.318)

HUFFMAN, WILLIAM vs William Logan & wife Anna 9 Aug. 1852 Mortgage on lot in Dayton,O. Order of sale. (pg.32)

KAUFFMAN, JOHN R. vs Eli K. Mote & wife Annetta J. & Jacob Beard 20 Sept. 1852 Eli Mote of Darke Co.O. in debt to Jacob Beard & gave notes & mortgage on lot 13 Vandalia,O. Notes signed over to Kauffman. Order of sale. (pg.325)

PEFFLY, HENRY & DANIEL vs heirs of Jacob Peffly dec'd. 22 Sept. 1852 Petition for partition in NW 1/4 except 4 acres sold to Joseph Etter. Left widow Mary Peffly & 11 children: Samuel, David, John, Joseph, Catharine w/o John Sollenberger, Nancy w/o Peter Hand all of Ind., Daniel, Henry, Jacob, Lydia & Aaron, last 2 minors of Mont.Co.O. (pg.328)

REBLITZ, KUNIGUNDA vs John, Mary, Sophia Magdalena, John & Charles Ice, Christena w/o Franz Engle 5 Nov. 1852 Petitioner had judgment on John Ice & John Ice & wife Mary conveyed lot in Dayton,O. to Franz Engle who then conveyed lot to Mary & minor children Sophia & John & Charles Ice. (pg.334)

KEISER, DANIEL JR. vs Garner, William R. Fryback & other heirs. To settle estate. William Fryback died June 1844 & by will gave real estate to sons Garner, William R. & John. John Fryback being very sick & if dec'd. to other 2 sons equally. Personal property to daus. Heirs: Mary Gaines, Nancy J. w/o Daniel Hogue, Lydia w/o William Cathcart, Jemima, Samantha, William R., Esther Ann, Louisa & Garner Fryback. Daniel Keiser guard. of minors. (pg.335)

KINSEY, DAVID & wife Catharine vs David Bear & others 3 Feb. 1853 Partition Joseph Mullendore of Preble Co.O. dec'd. owned 3 parcels in NW 1/4 S31 T4 R4-39 acres. Left widow Elizabeth & 9 heirs: 1.Catharine w/o David Kinsey, 2. Elizabeth w/o David Bear, 3. Jacob Mullendore & wife Sarah,4. Susannah w/o Adam Eby,5. George Mullendore of Calif., 6. Joseph,7. Aaron,

8. Noah minors of Preble Co.O. & 9. heirs of Daniel Mullendore dec'd. of Mont.Co.O. who left widow Hannah & children Anna Maria & Leana Elizabeth minors. (pg.338)

RAY, CENA vs Samuel Ray 3 Feb. 1853 Divorce Married 6 Jan. 1851 Dayton,O. He left her Jan. 1852 with a child since dec'd. Cruelty & neglect. (pg.341)

SANDERS, SUZANNE vs John Milton Sanders 3 Feb. 1853 Divorce & alimony Married 1836 Neglect. He left & is now living in Miss. They had 3 children: Mary E. 14 yrs., Ada L. 9 yrs., Regina 6 yrs. (pg.342)

STONER, MICHAEL C. vs Dulcina Stoner 13 Oct. 1853 Divorce & custody of child. Married 22 Aug. 1850 to Dulcina Bowman by Andrew Henkle. They had one child ca 18 months. Neglect. Discontinued. (pg.343)

EWING, JAMES vs Martha Ewing et al 15 Feb. 1853 Petition for partition of NW 1/4 S9 T5 R5. Will of John McClintock dec'd. gave all his share in land to nephews John & James Ewing & they to care for nieces Elizabeth, Ellen & Mary Ewing as long as they are single. Mary & John Ewing now dec'd. without issue. Their mother Martha Ewing to have 1/2 of said 1/4 & his sisters Elizabeth, Eleanor, Margaret w/o Jacob Beck & Martha w/o Samuel Folkerth each 1/24th & brother Samuel Ewing of Iowa 1/24th. (pg.345)

BRADY, SAMUEL & wife Priscilla et al vs James D. Conrey & wife Susan 17 Mar. 1853 Petition for partition of lot in Dayton,O. Luther Bruen dec'd. ca 1 July 1849 & left widow Susan D. Bruen now w/o James Conrey of Warren Co.O. Children & heirs: Priscilla w/o Samuel Brady, Eliza w/o Robert G. Corwin, Luther B. Bruen, David H. Bruen who died 19 Jan. 1853 & Eleanor Bruen a minor 7 or 8. Left S 1/2 lot 206 to First Christian Church as long as used for church otherwise to heirs. Will of David Bruen gave to trustees of Antioch College under patronage of Christian Church & to brother Luther B. Bruen & sisters Priscilla Brady & Eliza Corwin. (pg.348)

SCHWARTZEL, JEREMIAH vs heirs of John C. Swartzel dec'd. 19 Mar. 1853 Petition for partition of part 1/4 S30 T2 R5 -80 acres except 2 small tracts sold to John Emrich & George Slough, also part SW 1/4 S20 NE 1/4 & S30 & other tract. John C. Swartzel left widow Elizabeth & heirs Christiana & Jeremiah Swartzel, adults & Tobias Swartzel since dec'd. leaving widow Martha formerly Martha Bradley & children Mary C. 3 yrs., & Laura Ellen 4 months. All of Mont.Co.O., also left James Swartzel. (pg.355)

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